

JOURNAL

OF THE

House of Representatives

OF

THE UNITED STATES,

BEING THE SECOND SESSION OF THE SEVENTH CONGRESS,

BEGUN AND HELD

AT THE CITY OF WASHINGTON,

DECEMBER 6, 1802,

AND IN THE TWENTY-SEVENTH YEAR OF THE INDEPENDENCE OF THE SAID STATES.

Reprinted by order of the House of Representatives.

WASHINGTON :

PRINTED BY GALES & SEATON.

1826.

VOL. IV.—31.

JOURNAL
or
The House of Representatives
of the
UNITED STATES.

CONGRESS OF THE UNITED STATES :

BEGUN and held at the City of Washington, in the Territory of Columbia, on Monday, the sixth of December, one thousand eight hundred and two, being the Second Session of the Seventh Congress held under the Constitution of Government of the United States :

On which day, being the day appointed by the Constitution for the annual meeting of Congress, the following members of the House of Representatives appeared and took their seats, to wit :

From New Hampshire,

{ Abiel Foster, and
Samuel Tenney.

From Massachusetts,

{ John Bacon,
Seth Hastings,
Nathan Read,
Josiah Smith,
Joseph B. Varnum,
Peleg Wadsworth, and
Lemuel Williams.

From Rhode Island,

{ Joseph Stanton, Jr. and
Thomas Tillinghast.

From Connecticut,

{ John Davenport,
Calvin Goddard,
Elias Perkins,
John Cotton Smith, and
Benjamin Tallmage.

From New York,

{ Samuel L. Mitchill,
John Smith,
David Thomas,
John P. Van Ness, and
Killian K. Van Rensselaer.

From New Jersey,

{ John Condit,
Ebenezer Elmer,
James Mott, and
Henry Southard.

From Pennsylvania,

Robert Brown,
Andrew Gregg,
Joseph Heister,
Joseph Hemphill,
William Hoge,
Michael Leib,
John Smilie,
John Stewart,
Isaac Van Horn, and
Henry Woods.

From Maryland,

John Dennis,
Joseph H. Nicholson,
Thomas Plater, and
Samuel Smith.

From Virginia,

Thomas Claiborne,
John Clopton,
John Dawson,
David Holmes,
George Jackson,
Anthony New,
John Smith, and
Philip R. Thompson.

From North Carolina,

Nathaniel Macon, *Speaker*,
Richard Stanford, and
John Stanley.

From Tennessee,

William Dickson.

From the Northwestern Ter.

Paul Fearing.

Several new members to wit: Samuel Hunt, from New Hampshire, returned to serve as a member of this House, in the room of Joseph Peirce, who has resigned his seat; Samuel Thatcher, from Massachusetts, returned to serve as a member of this House, in the room of Silas Lee, who has resigned; and David Meriwether, from Georgia, returned to serve as a member of this House, in the room of Benjamin Taliaferro, who has also resigned; appeared, produced their credentials, and took their seats in the House.

A new delegate from the Mississippi territory, to wit: Thomas M. Green, returned to serve in this House, in the room of Narsworthy Hunter, deceased, appeared, produced his credentials, and took his seat in the House.

But a quorum of the whole number of qualified members not being present,
The House adjourned until to-morrow morning eleven o'clock.

TUESDAY, DECEMBER 7, 1802.

Another new member, to wit: Thomas Wynn, from North Carolina, returned to serve as a member of this House, for the said State, in the room of Charles Johnson, deceased, appeared, produced his credentials, and took his seat in the House.

Several other members, to wit: from New Hampshire, George B. Upham; from Massachusetts, Phanuel Bishop, Manasseh Cutler, and William Shepard; from Connecticut, Samuel W. Dana and Roger Griswold; from Pennsylvania, Thomas Boude; from Virginia, Thomas Newton, junior, and John Trigg; from North Carolina, James Holland; and from South Carolina, Thomas Moore; appeared, and took their seats in the House.

And a quorum, consisting of a majority of the whole number of qualified members, being present,

The oath to support the Constitution of the United States, as prescribed by the act, entitled "An act to regulate the time and manner of administering certain oaths," was administered by Mr. Speaker to the following new members, to wit: Samuel Hunt, Samuel Thatcher, David Meriwether, and Thomas Wynn; also, the same oath to Thomas M. Green, the delegate in this House from the Mississippi Territory.

Ordered, That a message be sent to the Senate, to inform them that a quorum of this House is assembled, and are ready to proceed to business; and that the Clerk of this House do go with the said message.

Ordered, That the Clerk of this House cause the members to be furnished, during the present session, with three newspapers to each member, such as the members, respectively, shall chuse, to be delivered at their lodgings.

On motion,

Resolved, That the daily hour to which the House shall stand adjourned, during the present session, be eleven o'clock in the forenoon.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, DECEMBER 8, 1802.

Two other members, to wit: from New Jersey, William Helms; and from North Carolina, Willis Alston; appeared, and took their seats in the House.

The petitions of Richard Willson, and of Nathaniel Seager, of the city and county of Washington, in the District of Columbia, now confined for debt in the jail of the said county, were presented to the House and read, respectively praying that a special act of Congress may be passed to liberate the petitioners from their confinement; or that such other relief may be afforded them, as to the wisdom of Congress shall seem meet.

Ordered, That the said petitions be referred to Mr. Nicholson, Mr. Griswold, Mr. Thompson, Mr. Hemphill, Mr. Thomas, Mr. Tenney, and Mr. Condit, with instruction that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House; and also, to inquire and report by bill, or otherwise, into the expediency of making a general provision for the relief of insolvent debtors within the District of Columbia.

Ordered, That a Committee of Elections be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed, of Mr. Bacon, Mr. Tenney, Mr. Condit, Mr. Dennis, Mr. Elmer, Mr. Stanley, and Mr. New.

Ordered, That a Committee of Revisal and Unfinished Business be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed, of Mr. Davenport, Mr. Alston, and Mr. Dawson.

Ordered, That a Committee of Claims be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed, of Mr. John Cotton Smith, Mr. Gregg, Mr. Holmes, Mr. Plater, Mr. John Smith, of New York, Mr. Moore, and Mr. Cutler.

Ordered, That a Committee of Commerce and Manufactures be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed, of Mr. Samuel Smith, Mr. Dana, Mr. Mitchell, Mr. Newton, Mr. Wynn, Mr. Hunt, and Mr. Leib.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, DECEMBER 9, 1802.

Two other members, to wit: Walter Bowie, from Maryland, and Thomas T. Davis, from Kentucky, appeared, and took their seats in the House.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That two Chaplains, of different denominations, be appointed to Congress, for the present session, one by each House, to interchange weekly:

Ordered, That the consideration of the said motion be postponed until Monday next.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, DECEMBER 10, 1802.

Two other members, to wit: William Eustis, from Massachusetts, and John A. Hanna, from Pennsylvania, appeared, and took their seats in the House.

A memorial of Carlile Pollock, late Surveyor of the Revenue for the city and county of New York, was presented to the House and read, praying that an additional compensation may be allowed him for services rendered the United States in the capacity aforesaid, for the reasons therein specified.

Ordered, That the said memorial be referred to the Committee of Claims.

A petition of William Douglass, Bernard Douglass, and Robert Douglass, citizens of the United States and residing in the District of Maine, in the State of Massachusetts, was presented to the House and read, praying a remission of the duties of impost and tonnage on foreign vessels, in the case of the schooner Raven, the property of the petitioners, to which they have been subjected, in consequence of one of the owners of the said schooner not having taken the oath within the time prescribed by law.

Also, a petition of John Hilary Baker, of the City of Philadelphia, in the State of Penn-

sylvania, praying that he may receive certificates of debenture for the drawback on fifty-nine bags of coffee, shipped by the petitioner and George Ehrenzeller, on board the ship Philadelphia, Captain Razer, for Leghorn, some time in the month of November, one thousand eight hundred and one, and duly landed without the limits of the United States; which certificates of debenture have hitherto been refused in consequence of the petitioner's not having complied with all the requisites prescribed by law to entitle him to the same.

Ordered, That the said petitions be referred to the Committee of Commerce and Manufactures.

A representation and memorial of Gilbert Combs, of the State of Virginia, was presented to the House and read, stating that he has discovered a scheme or theory for ascertaining the longitude, which he is desirous of confirming by astronomical observations in different and distant quarters of the globe; and praying as well the patronage of Congress therein, as the pecuniary aid of the Government of the United States, under such restrictions as the President of the United States may be authorized to impose.

Ordered, That the said representation and memorial be referred to Mr. Thompson, Mr. Mitchell, and Mr. Tallmage; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion,

Resolved, That the resolution of this House of the tenth of December, one thousand eight hundred and one, authorizing Thomas Claxton to employ one additional assistant, two servants, and two horses, be, and the same is hereby, continued in force during the present session.

And then the House adjourned until to-morrow morning eleven o'clock.

SATURDAY, DECEMBER 11, 1802.

Another member, to wit: Archibald Henderson, from North Carolina, appeared, and took his seat in the House.

A petition of Elisha Frizell, late of the State of Massachusetts, now of the town of Salem, in the county of Washington and State of New York, was presented to the House and read, praying that he may be allowed the arrears of pension due to him in consideration of wounds received whilst a soldier in the Massachusetts line of the Continental army, during the Revolutionary war with Great Britain, which have rendered him incapable of obtaining a livelihood by labor.

Also, a petition of James Stille, a captain in a regiment of artillery in the service of the United States, and late commanding officer of the garrison of West Point, in the State of New York, praying to be indemnified by the public for the costs and damages of a suit instituted against him in one of the courts of the said State, for a trespass committed by a part of his company, in the neighborhood of the said garrison of West Point, on the fourth of July, one thousand eight hundred, without the knowledge or consent of the petitioner.

Ordered, That the said petitions, together with the petition of Abraham Millen, administrator and residuary legatee of William Millen, deceased, presented the ninth of February, one thousand seven hundred and ninety-eight, be referred to the Committee of Claims.

A petition of Joseph McLellan and Hugh McLellan, John Tabor and Daniel Tabor, of the town of Portland, in the District of Maine, and State of Massachusetts, merchants, was presented to the House and read, praying a remission of the duties of impost and tonnage on foreign vessels, in the case of the ship Eliza, the property of the petitioners, to which they have been subjected, in consequence of one of the owners of the said ship having omitted to take the oath or affirmation within the time prescribed by law.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

A petition of James Dohertie, and others, citizens of the Mississippi Territory, was presented to the House and read, praying that a certain tract of vacant land, in the said Territory, may be granted to Amos Hubbard and Ebenezer Smith, as tenants in common, for the reasons therein specified.

Ordered, That the said petition be referred to Mr. Davis, Mr. Green, and Mr. Dennis; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, DECEMBER 13, 1802.

Several other members, to wit: from Massachusetts, Richard Cutts; from New York, Thomas Morris; from Virginia, Abram Trigg; and from South Carolina, Thomas Lowndes; appeared, and took their seats in the House.

Ordered, That the petition of James Bell, of Chambly, in the British province of Lower Canada, by Peter Mills, his attorney, presented the twelfth of February, and a report of the Secretary of the Treasury thereon, made the second of March, one thousand eight hundred and two, as also the petition of James Bell, of Cumberland county, in the State of Pennsylvania, presented on the nineteenth of the month of March, aforesaid, be referred to the Committee of Claims.

Mr. Davenport, from the Committee of Revisal and Unfinished Business, to whom it was referred to examine the Journal of the last session, and report therefrom such matters of business as were then depending and undetermined, made a report, in part; which was read, and ordered to lie on the table.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, DECEMBER 14, 1802.

Several other members, to wit: from Massachusetts, Ebenezer Mattoon; from New York, Theodorus Bailey; from Virginia, John Randolph, Jr. and John Taliaferro, Jr.; and from South Carolina, William Butler; appeared, and took their seats in the House.

A petition of William Murray, and others, practitioners of law in the Mississippi Territory, was presented to the House and read, stating that extraordinary pains have been taken to circulate a petition in the said territory, expressive of a number of requests, and among others "that the offices of territorial judges of that Government be abolished;" and praying that the said offices may not be discontinued, and that the present judges may hold the same during good behaviour.

Also, the petitions of sundry citizens of the Mississippi Territory, whose names are thereunto subscribed, were presented to the House and read, respectively praying that the land office to be opened for the said territory, may be held within the bounds of the same, and that the actual settlers on the vacant lands of the United States may have a pre-emption right secured to them; that the right of suffrage may be extended to every male person of full age, being a citizen of the United States, and who has had his residence within the said territory for the last six months preceding the election; that all officers of the territorial government be appointed by the Governor of the territory, by and with the advice and consent of the Council; that the offices of the territorial judges be abolished; and that the appointment of all judicial officers of the said territory be made by the Governor, by and with the advice and consent of the Council; and that they shall be removable only by impeachment; and also, that the members of the Legislative council be henceforth chosen at the same time, in the same manner, and for the same term, as the members of the House of Representatives of the said territory.

Ordered, That the said petitions be referred to the committee appointed on the eleventh instant, to whom was referred the petition of James Dohertie, and others, citizens of the Mississippi Territory; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House; and that Mr. Lowndes and Mr. Dickson be added to the said committee.

A memorial of Thomas Herty, of the City of Washington, in the District of Columbia, was presented to the House and read, stating that he has prepared, and lately published a second volume, containing a digest of all the acts of Congress which have been passed since the former publication of the memorialist on the same subject, comprising the laws of the first session of the Seventh Congress, and making, in the whole, a complete and entire code of the statute law of the United States as it now stands; and praying that Congress will authorize such distribution thereof, as to their wisdom shall seem meet.

Ordered, That the said memorial be referred to Mr. Nicholson, Mr. Mattoon, and Mr. Bailey; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That a bill for the relief of Henry Messonier, the memorial of the said Henry Messonier, with the vouchers accompanying the same, presented the third day of February, and a report of the Committee of Commerce and Manufactures thereon, made the eighth of March last, be referred to the Committee of Commerce and Manufactures.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: I am directed to inform this House that a quorum of the Senate is assembled, and ready to proceed to business; and that, in the absence of the Vice President of the United States, the Senate have elected the Honorable Stephen R. Bradley their President pro tempore. And then he withdrew.

On motion,

Resolved, That a committee be appointed on the part of this House, together with such committee as the Senate may appoint on their part, to wait on the President of the United States, and notify him that a quorum of the two Houses is assembled, and ready to receive any communications he may be pleased to make to them.

Ordered, That Mr. Dawson, Mr. Lowndes, and Mr. Van Ness, be appointed a committee, on the part of this House, pursuant to the said resolution.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker: The Senate have appointed a committee on their part, jointly, with such committee as may be appointed on the part of this House, to wait on the President of the United States, and notify him that a quorum of the two Houses is assembled, and ready to receive any communications he may be pleased to make to them. And then he withdrew.

The House proceeded to consider the said message of the Senate : Whereupon,

Resolved, That this House doth agree to the same ; and that Mr. Dawson, Mr. Lowndes, and Mr. Van Ness, be appointed a committee, on the part of this House, for the purpose expressed therein.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, proceeded to consider the motion of the ninth instant, for the appointment of Chaplains ; and the said motion being again read, in the words following, to wit :

Resolved, That two Chaplains, of different denominations, be appointed to Congress, for the present session, one by each House, to interchange weekly :

The question was taken that the House doth agree to the same ;

And resolved in the affirmative.

Ordered, That the Clerk of this House do carry the said resolution to the Senate, and desire their concurrence.

On motion,

Resolved, That a committee be appointed to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States ; and that the said committee have power to report by bill, or otherwise.

Ordered, That Mr. Southard, Mr. Clopton, Mr. Boude, Mr. Foster, Mr. Hastings, Mr. Meriwether, and Mr. Henderson, be appointed a committee, pursuant to the said resolution.

A petition of Alexander Fowler was presented to the House and read, praying that Congress will reconsider his petition presented on the twenty-ninth of January, one thousand seven hundred and ninety-six, and ultimately decide thereon in such a manner as to afford relief to the petitioner in the premises, to which he conceives himself justly entitled by resolutions of Congress under the former Government of the United States.

Ordered, That the said petition, together with the memorial and petitions of Edward Barns, Charles Hyde, and of William Ray and John Follawell, and a report of the Committee of Claims thereon, made on the third of April last, be referred to the Committee of Claims.

Ordered, That the memorial and petitions of Samuel Corp, of sundry manufacturers of gunpowder, of hats, of types, of brushes, and of stone-ware, within the United States ; of sundry manufacturers of umbrellas in the City of Philadelphia and its vicinity ; of sundry manufacturers of starch, in the City and County of Philadelphia ; and of sundry manufacturers of paper in the States of New Jersey, Pennsylvania, and Delaware ; of sundry calico printers in the city of Philadelphia, and elsewhere, in the State of Pennsylvania ; of sundry citizens of the State of New Jersey ; of sundry cordwainers of the States of Massachusetts and Delaware ; and of sundry shoemakers of the town of Lynn, in Massachusetts ; and the several reports thereon, made on the tenth of February, the eighth of March, and the sixteenth of April last ; be referred to the Committee of Commerce and Manufactures.

Ordered, That the petition of Joseph Ward and others, holders of certain bills of credit, emitted in pursuance of a resolution of Congress under the former Government of the United States, of the eighteenth of March, one thousand seven hundred and eighty, presented the eighth of January last, and a report of the Secretary of the Treas-

sury thereon, made on the twenty-fifth of the same month, be referred to the Committee of Claims.

On motion,

Resolved, That the committee appointed on the subject of post offices and post roads be instructed to inquire into the expediency of making provision by law to prevent postmasters becoming contractors for carrying the mail.

Mr. Dawson, from the committee appointed on the part of this House, jointly, with the committee on the part of the Senate, to wait on the President of the United States, and notify him that a quorum of the two Houses is assembled, and ready to receive any communications he may be pleased to make to them, reported that the committee had, according to order, performed that service; and that the President signified to them that he would make a communication to this House to-morrow, by way of message.

Ordered, That a Committee of Ways and Means be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed, of Mr. Randolph, Mr. Griswold, Mr. Smilie, Mr. Read, Mr. Nicholson, Mr. Van Rensselaer, and Mr. Holland.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, DECEMBER 15, 1802.

Another member, to wit: Edwin Gray, from Virginia, appeared, and took his seat in the House.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the tenth instant, the memorial of Carlile Pollock, made a report; which was read and considered: Whereupon,

Resolved, That the prayer of the memorial of the said Carlile Pollock ought not to be granted.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have agreed to the resolution of this House for the appointment of Chaplains to Congress for the present session; and have appointed the Reverend Doctor Gantt, on their part. And then he withdrew.

The House proceeded, by ballot, to the appointment of a Chaplain to Congress, on the part of this House; and, upon examining the ballots, a majority of the votes of the whole House was found in favor of the Reverend William Parkinson.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth:

Mr. Speaker: I am directed by the President of the United States to hand you a communication, in writing, from the President to the two Houses of Congress; and he delivered in the same, together with sundry accompanying documents. And then withdrew.

The said communication was read, and is as followeth:

To the Senate and House of Representatives of the United States:

When we assemble together, fellow citizens, to consider the state of our beloved country, our just attentions are first drawn to those pleasing circumstances which mark the goodness of that Being from whose favor they flow, and the large measure of thankfulness we owe for his bounty. Another year has come around, and finds us still blessed with peace and friendship abroad; law, order, and religion, at home; good affection and harmony with our Indian neighbors; our burthens lightened; yet our income sufficient for the public wants, and the produce of the year great beyond example. These, fellow citizens, are the circumstances under which we meet; and we remark with special satisfaction, those which, under the smiles of Providence, result from the skill, industry, and order, of our citizens, managing their own affairs in their own way, and for their own use; unembarrassed by too much regulation, unoppressed by fiscal exactions.

On the restoration of peace in Europe, that portion of the carrying trade which had fallen to our share during the war, was abridged by the returning competition of the belligerent Powers. This was to be expected, and was just. But, in addition, we find, in some parts of Europe, monopolizing discriminations, which, in the form of duties, tend effectually to prohibit the carrying thither our own produce in our own vessels. From existing amities, and a spirit of justice, it is hoped that friendly discussion will produce a fair and adequate reciprocity. But should false calculations of in-

terest defeat our hope, it rests with the Legislature to decide whether they will meet inequalities abroad with countervailing inequalities at home, or provide for the evil in any other way.

It is with satisfaction I lay before you an act of the British Parliament, anticipating this subject so far as to authorize a mutual abolition of the duties and countervailing duties permitted under the treaty of 1794. It shews, on their part, a spirit of justice and friendly accommodation, which it is our duty and our interest to cultivate with all nations. Whether this would produce a due equality in the navigation between the two countries, is a subject for your consideration.

Another circumstance which claims attention as directly affecting the very source of our navigation, is the defect or the evasion of the law providing for the return of seamen, and particularly of those belonging to vessels sold abroad. Numbers of them, discharged in foreign ports, have been thrown on the hands of our Consuls, who, to rescue them from the dangers into which their distresses might plunge them, and save them to their country, have found it necessary, in some cases, to return them at the public charge.

The cession of the Spanish province of Louisiana to France, which took place in the course of the late war, will, if carried into effect, make a change in the aspect of our foreign relations, which will doubtless have a just weight in any deliberations of the Legislature connected with that subject.

There was reason, not long since, to apprehend that the warfare in which we were engaged with Tripoli might be taken up by some other of the Barbary Powers. A reinforcement, therefore, was immediately ordered to the vessels already there. Subsequent information, however, has removed these apprehensions for the present. To secure our commerce in that sea with the smallest force competent, we have supposed it best to watch strictly the harbor of Tripoli. Still, however, the shallowness of their coast, and the want of smaller vessels on our part, has permitted some cruisers to escape unobserved; and to one of these an American vessel unfortunately fell a prey. The Captain, one American seaman, and two others of color, remain prisoners with them; unless exchanged under an agreement formerly made with the Ba-shaw, to whom, on the faith of that, some of his captive subjects had been restored.

The Convention with the State of Georgia has been ratified by their Legislature, and a re-purchase from the Creeks has been consequently made of a part of the Tallas-see county. In this purchase has been also comprehended a part of the lands within the fork of Oconee and Oakmulgee rivers. The particulars of the contract will be laid before Congress so soon as they shall be in a state for communication.

In order to remove every ground of difference possible with our Indian neighbors, I have proceeded in the work of settling with them, and marking the boundaries between us. That with the Choctaw nation is fixed in one part, and will be through the whole within a short time. The country to which their title had been extinguished before the Revolution, is sufficient to receive a very respectable population, which Congress will probably see the expediency of encouraging, so soon as the limits shall be declared. We are to view this position as an outpost of the United States, surrounded by strong neighbors, and distant from its support. And how far that monopoly, which prevents population, should here be guarded against, and actual habitation made a condition of the continuance of title, will be for your consideration. A prompt settlement, too, of all existing rights and claims within this territory, presents itself as a preliminary operation.

In that part of the Indiana territory which includes Vincennes, the lines settled with the neighboring tribes fix the extinction of their title at a breadth of twenty-four leagues from East to West, and about the same length parallel with, and including, the Wabash. They have also ceded a tract of four miles square, including the Salt Springs near the mouth of that river.

In the Department of Finance, it is with pleasure I inform you that the receipts of external duties, for the last twelve months, have exceeded those of any former year, and that the ratio of increase has been also greater than usual. This has enabled us to answer all the regular exigencies of Government; to pay from the Treasury, within one year, upwards of eight millions of dollars, principal and interest, of the public debt, exclusive of upwards of one million paid by the sale of bank stock, and making, in the whole, a reduction of nearly five millions and a half of principal, and to have now in the Treasury, four millions and a half of dollars, which are in a course of application to the further discharge of debt, and current demands. Experience, too, so far, authorizes us to believe, if no extraordinary event supervenes, and the expenses, which will be actually incurred, shall not be greater than were contemplated by Con-

gress, at their last session, that we shall not be disappointed in the expectations then formed. But, nevertheless, as the effect of peace on the amount of duties is not yet fully ascertained, it is the more necessary to practice every useful economy, and to incur no expense which may be avoided without prejudice.

The collection of the internal taxes having been completed in some of the States, the officers employed in it are, of course, out of commission. In others, they will be so shortly. But in a few, where the arrangements for the direct tax had been retarded, it will still be some time before the system is closed. It has not yet been thought necessary to employ the Agent, authorized by an act of the last session, for transacting business in Europe, relative to debts and loans. Nor have we used the power, confided by the same act, of prolonging the foreign debt by re-loans, and of redeeming, instead thereof, an equal sum of the Domestic Debt. Should, however, the difficulties of remittance on so large a scale, render it necessary at any time, the power shall be executed, and the money, thus unemployed abroad, shall, in conformity with that law, be faithfully applied here, in an equivalent extinction of Domestic Debt. When effects, so salutary, result from the plans you have already sanctioned, when merely by avoiding false objects of expense, we are able, without a direct tax, without internal taxes, and without borrowing, to make large and effectual payments towards the discharge of our public debt, and the emancipation of our posterity from that mortal canker; it is an encouragement, fellow-citizens, of the highest order, to proceed, as we have begun, in substituting economy for taxation, and in pursuing what is useful for a nation placed as we are, rather than what is practised by others under different circumstances. And, whensoever we are destined to meet events which shall call forth all the energies of our countrymen, we have the firmest reliance on those energies, and the comfort of leaving for calls like these the extraordinary resources of loans and internal taxes. In the mean time, by payments of the principal of our debt, we are liberating, annually, portions of the external taxes, and forming, from them, a growing fund, still further to lessen the necessity of recurring to extraordinary resources.

The usual account of receipts and expenditures for the last year, with an estimate of the expenses of the ensuing one, will be laid before you by the Secretary of the Treasury.

No change being deemed necessary in our military establishment, an estimate of its expenses for the ensuing year, on its present footing, as also of the sums to be employed in fortifications, and other objects within that department, has been prepared by the Secretary of War, and will make a part of the general estimates which will be presented to you.

Considering that our regular troops are employed for local purposes, and that the militia is our general reliance for great and sudden emergencies, you will, doubtless, think this institution worthy of a review, and give it those improvements of which you find it susceptible.

Estimates for the Naval Department, prepared by the Secretary of the Navy, for another year, will, in like manner, be communicated with the general estimates. A small force in the Mediterranean will still be necessary to restrain the Tripoline cruisers; and the uncertain tenure of peace with some other of the Barbary Powers, may, eventually, require that force to be augmented. The necessity of procuring some smaller vessels for that service, will raise the estimate; but the difference in their maintenance will soon make it a matter of economy.

Presuming it will be deemed expedient to expend, annually, a convenient sum towards providing the naval defence which our situation may require, I cannot but recommend that the first appropriations for that purpose, may go to the saving what we already possess. No cares, no attentions, can preserve vessels from rapid decay, which lie in water, and exposed to the sun. These decays require great and constant repairs, and will consume, if continued, a great portion of the moneys destined to naval purposes. To avoid this waste of our resources, it is proposed to add to our navy yard here, a dock, within which our present vessels may be laid up dry, and under cover from the sun. Under these circumstances, experience proves that works of wood will remain scarcely at all affected by time. The great abundance of running water, which this situation possesses, at heights far above the level of the tide, if employed, as is practised for lock navigation, furnishes the means for raising and laying up our vessels on a dry and sheltered bed. And, should the measure be found useful here, similar depositories for laying up, as well as for building and repairing vessels, may, hereafter, be undertaken at other navy yards, offering the same means. The plans and estimates of the work, prepared by a person of skill and experience, will be presented to you without delay; and, from these, it will be seen, that scarcely more than has been the cost of one vessel, is necessary to save the whole, and that the annual sum to be employed towards

its completion, may be adapted to the views of the Legislature as to naval expenditure.

To cultivate peace, and maintain commerce and navigation, in all their lawful enterprises ; to foster our fisheries as nurseries of navigation, and for the nurture of man, and protect the manufactures adapted to our circumstances ; to preserve the faith of the nation by an exact discharge of its debts and contracts ; expend the public money with the same care and economy we would practise with our own, and impose on our citizens no unnecessary burthens ; to keep, in all things, within the pale of our constitutional powers, and cherish the Federal Union, as the only rock of safety : these, fellow-citizens, are the landmarks by which we are to guide ourselves in all our proceedings. By continuing to make these our rule of action, we shall endear to our countrymen the true principles of their Constitution, and promote an union of sentiment and of action, equally auspicious to their happiness and safety. On my part, you may count on a cordial concurrence in every measure for the public good, and on all the information I possess which may enable you to discharge to advantage the high functions with which you are invested by your country.

TH : JEFFERSON.

15th December, 1802.

Ordered, That the said communication, with the accompanying documents, be referred to the Committee of the Whole House on the State of the Union.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, DECEMBER 16, 1802.

Two other members, to wit : Lucas Elmendorf, from New York, and Daniel Heis-ter, from Maryland, appeared, and took their seats in the House.

The Speaker laid before the House a letter and report from the Secretary of the Treasury, accompanied with estimates of the sums necessary to be appropriated for the service of the year one thousand eight hundred and three ; also, a statement of the receipts and expenditures at the Treasury of the United States, for one year, preceding the first day of October, one thousand eight hundred and two ; which were read, and ordered to be referred to the Committee of Ways and Means.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourteenth instant, the petition of Samuel Corp, made a report thereon ; which was read, and, together with the said petition, ordered to be committed to a Committee of the Whole House on Monday next.

Mr. Nicholson, from the committee to whom was referred, on the fourteenth instant, the memorial of Thomas Herty, made a report thereon ; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

Ordered, That the petition of Memucan Hunt, and others, addressed to the General Assembly of the State of North Carolina ; also, sundry resolutions of the said Assembly, respecting a claim of the petitioners for the value of certain lands in the State of Tennessee, held under grants from the State of North Carolina, prior to the cession of the said lands to the United States, presented to the House on the nineteenth of January ; together with the report of a Select Committee thereon, made the twenty-fourth of March last ; be referred to a Committee of the Whole House on the first Monday of January next.

On motion,

Resolved, That the Committee of Commerce and Manufactures inquire and report on the expediency of erecting a port of entry at the town of Beaufort, at present within the district of Newbern, in the State of North Carolina.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, DECEMBER 17, 1802.

Two other members, to wit : from South Carolina, Benjamin Huger and John Rutledge, appeared, and took their seats in the House.

Mr. John Cotton Smith, from the Committee of Claims, to whom were referred, on the fourteenth instant, the petition of Joseph Ward, and others, presented on the eighth of January last, and a report of the Secretary of the Treasury thereon, of the twenty-fifth of the same month, made a report ; which was read, as followeth :

“That your committee fully concur in the opinion of the Secretary that the prayer of the petition ought not to be granted.”

The House proceeded to consider the said report; and, on the question that the House do agree thereto,

It was resolved in the affirmative.

And so the said petition was rejected.

The House, according to the standing order of the day, resolved itself into a Committee of the Whole House on the State of the Union; and, after some time spent therein, Mr. Speaker resumed the Chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the State of the Union under consideration, and come to several resolutions thereupon, which he delivered in at the Clerk's table, where the same were read, as follow:

1. "Resolved, as the opinion of this committee, that so much of the message of the President of the United States as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject, ought to be referred to the Committee of Commerce and Manufactures."

2. "Resolved, as the opinion of this committee, That so much of the message of the President of the United States as relates to our finances, ought to be referred to the Committee of Ways and Means."

3. "Resolved, as the opinion of this committee, That so much of the message of the President of the United States, as relates to our concerns with the Indian tribes, and the establishment of a new settlement, ought to be referred to a select committee."

4. "Resolved, as the opinion of this committee, That so much of the message of the President of the United States as relates to our Navy Yards, and the building of docks, ought to be referred to a select committee."

5. "Resolved, as the opinion of this committee, That so much of the President's message as relates to providing for the return of American seamen discharged in foreign ports, and left abroad, be referred to a select committee."

6. "Resolved, as the opinion of this committee, That so much of the President's message as refers to the warfare with Tripoli, and to the relation with the other Barbary Powers, be referred to a select committee."

7. "Resolved, That so much of the President's message as relates to the Militia Institution of the United States, be referred to a select committee."

8. "Resolved, as the opinion of this committee, That so much of the President's message as relates to the fostering of the fisheries of the United States, be referred to a select committee."

The House proceeded to consider the said resolutions at the Clerk's table; and the same being again read, were, on the question severally put thereupon, agreed to by the House.

Ordered, That Mr. Dawson, Mr. Thomas Morris, Mr. Hoge, Mr. Hastings, and Mr. Meriwether, be appointed a committee, pursuant to the third resolution.

Ordered, That Mr. Mitchell, Mr. Rutledge, Mr. Hanna, Mr. Wadsworth, and Mr. Mott, be appointed a committee, pursuant to the fourth resolution.

Ordered, That Mr. Samuel Smith, Mr. Goddard, Mr. Josiah Smith, Mr. Woods, and Mr. Gray, be appointed a committee, pursuant to the fifth resolution.

Ordered, That Mr. Eustis, Mr. Perkins, Mr. Elmendorf, Mr. Tillinghast, and Mr. Taliaferro, be appointed a committee, pursuant to the sixth resolution.

Ordered, That Mr. Varnum, Mr. Upham, Mr. John Smith, of Virginia, Mr. Helms, Mr. Brown, Mr. Butler, Mr. Daniel Heister, Mr. Stanton, and Mr. Stanford, be appointed a committee, pursuant to the seventh resolution.

Ordered, That Mr. Huger, Mr. Bishop, Mr. Joseph Heister, Mr. John Trigg, and Mr. Van Ness, be appointed a committee, pursuant to the eighth resolution.

On motion,

Resolved, That the President of the United States be requested to cause to be laid before this House, such information in possession of the Department of State, as relates to the violation, on the part of Spain, of the twenty-second article of the treaty of friendship, limits, and navigation, between the United States and the King of Spain.

Ordered, That Mr. Randolph and Mr. Huger be appointed a committee to present the foregoing resolution to the President of the United States.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That so much of the acts, the one entitled "An act establishing a Mint, and regulating the coins of the United States;" the other entitled "An act supplementary to the "Act establishing a Mint, and regulating the coins of the United States," as relates to the establishment of a Mint, ought to be repealed.

Ordered, That the said motion be referred to a Committee of the Whole House on Monday next.

A memorial of William R. Miller and William H. Bordman, of Boston, in the State of Massachusetts, merchants, and citizens of the United States, was presented to the House and read, stating that the memorialists are, respectively, sole owners of the ships Governor Strong, of Boston, and Mary, of Boston, which were sent by them, some time in the month of May last, to their Agent at the Havana, to be there sold for the benefit of the memorialists; that their said Agent finding the price of ships at the Havana very low, and unwilling to sacrifice the property of the memorialists at an unfavorable market, ordered their return to Boston, at which place they arrived some time in the month of September in the present year; that prior to the sailing of the said ships from Boston to the Havana, the memorialists delivered up to the Collector of the port of Boston and Charlestown, the certificates of the registry of the said ships; and praying that Congress will be pleased to take the premises into consideration, and direct that new certificates of registry be issued for the said two ships, upon bonds being given pursuant to law, accompanied with the usual oaths or affirmations.

Ordered, That the said memorial be referred to the Committee of Commerce and Manufactures.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, DECEMBER 20, 1802.

Several other members, to wit: from Vermont, Israel Smith; and from Virginia, Richard Brent and Matthew Clay; appeared, and took their seats in the House.

The Speaker laid before the House a letter from the Secretary of the Treasury, accompanying his report, and sundry documents, marked A, B, and C, prepared in obedience to the directions of "An act supplementary to the act, entitled 'An act to establish the Treasury Department,'" which were read, and ordered to be referred to the Committee of Ways and Means.

The Speaker laid before the House a letter from the Secretary of the Navy, enclosing a report of the Commissioners of the Fund for Navy Pensions; which were read, and ordered to lie on the table.

A petition of James Anderson, and others, manufacturers of cork in the city of New York, was presented to the House and read, praying that such additional duty may be imposed by law on corks imported from foreign countries, as will enable the petitioners to sell their manufactures at the prices which prevail at present, and thus rescue themselves and their families from impending ruin.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

A petition of William Burrit, of the town of Salem, in the county of Washington, and State of New York, was presented to the House and read, praying an augmentation of the pension heretofore allowed him in consideration of a wound and other injuries received whilst a soldier in the Connecticut line of the Continental army, during the Revolutionary war with Great Britain, which have rendered him incapable of obtaining a livelihood by labor.

Also, a petition of Alexander McNish, of the said town of Salem, an Ensign in Colonel John Williams's regiment of militia, in the actual service of the United States, during the said Revolutionary war, to the like effect.

Ordered, That the said petitions be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Commerce and Manufactures on the petition of Samuel Corp, referred on the fourteenth instant; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and made some progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said report,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof; and that the said report and petition be recommitted to the Committee of Commerce and Manufactures.

On motion,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the propriety of providing by law for the payment of debentures which

have been issued for drawback of duties on goods, wares, and merchandise, exported to New Orleans; and to report by bill, or otherwise.

Mr. Randolph, from the committee appointed to present to the President of the United States a resolution of this House, of the seventeenth instant, respecting "a violation, on the part of Spain, of the twenty-second article of the treaty of friendship, limits, and navigation, between the United States and the King of Spain," reported that the committee had, according to order, performed that service; and that the President signified to them that he would cause the proper information on that subject to be laid before the House.

Mr. Nicholson, from the committee to whom were referred, on the eighth instant, the petitions of Richard Willson and of Nathaniel Seager, reported a bill for the relief of insolvent debtors within the District of Columbia; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

Ordered, That the report of the Committee of Commerce and Manufactures, of the twenty-second of March last, on the petition of John Holland, junior, together with the said petition presented the tenth of December, one thousand eight hundred and one, be referred to the Committee of Commerce and Manufactures.

A petition of Albin Gordon, of the State of Virginia, was presented to the House and read, stating that the petitioner is old and infirm, and entirely deprived of sight in consequence of a wound which he received whilst a soldier in the Continental army, during the Revolutionary war with Great Britain; that he has been placed on the pension list of the United States, at the rate of sixty dollars per annum, and that he has a large family to support; and praying that Congress will be pleased to take the premises into consideration, and increase his pension in such manner as they, in their wisdom and benevolence, may think proper.

Ordered, That the said petition be referred to the Committee of Claims.

Ordered, That a bill supplementary to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States," passed the second day of March, one thousand seven hundred and ninety-nine, which was presented to this House at the last session, be referred to the committee appointed on so much of the President's message, of the fifteenth instant, as relates to the militia institution of the United States.

On motion,

Resolved, That the President of the United States be requested to direct the proper officer to lay before this House a statement of the militia, according to the returns last received from the respective States.

Ordered, That Mr. Mattoon and Mr. Jackson be appointed a committee to present the foregoing resolution to the President of the United States.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, DECEMBER 21, 1802.

Another member, to wit: John Campbell, from Maryland, appeared, and took his seat in the House.

Ordered, That Mr. Nicholson have leave to be absent from the service of the House for four days.

The Speaker laid before the House a letter from John Beckley, Clerk of this House, stating "that he has been applied to by several of the Members, under the order of the House for supplying them with newspapers, to direct that a number of any weekly paper for which they may subscribe, equivalent to the value and supply of a daily paper, may be furnished to them, in lieu of such daily paper; that he does not know that any such construction of the order of the House has ever been acted upon; and, as it will necessarily involve some additional expense to the public, he has not thought himself at liberty to incur it, without the express authority of the House."

The said letter was read, and ordered to lie on the table.

On motion made and seconded that the House do come to the following resolution:

Resolved, That any of the States importing pieces of ordnance, fire or side-arms, for the use of their militia, respectively, be permitted to receive the same free of duty:

Ordered, That the said motion be referred to Committee of the Whole House on Monday next.

A memorial of the members of the First and Second Branches of the City Council of Washington, in the District of Columbia, was presented to the House and read, stating various matters relative to the police and government of the said City and its inhabitants; and praying that the propositions submitted by the memorialists, may be adopted by Congress, in addition to, or modification of, the several regulations prescribed by the acts heretofore passed on that subject.

Ordered, That the said memorial be referred to Mr. Van Ness, Mr. Thompson, Mr. Plater, Mr. Campbell, and Mr. Jackson; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A petition of William Taylor, of the City of Washington, in the District of Columbia, formerly a resident of the City of Baltimore, in the State of Maryland, was presented to the House and read, praying that Congress will pass a law to exonerate the petitioner from the payment of debts which he is unable to discharge, for the reasons and on the conditions therein specified.

Ordered, That the said petition be referred to the Committee of the Whole House to whom was yesterday committed the bill for the relief of insolvent debtors within the District of Columbia.

A petition of sundry inhabitants of the County of Alexandria, in the District of Columbia, whose names are thereunto subscribed, was presented to the House and read, praying that Congress will be pleased to pass a law, placing such persons, within the said County of Alexandria, as may chuse to join a Society heretofore incorporated by an act of the Legislature of the State of Virginia, by the name of "*The Mutual Assurance Society against Fire on Buildings, of the State of Virginia*," as well as those who are now members, on the same footing with citizens of the said State, that the benefits of the Society may be extended to such of the petitioners whose buildings are now exposed to destruction by fire, without hope of restitution.

Ordered, That the said petition be referred to Mr. Brent, Mr. Van Horn, and Mr. Tallmace; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A petition of Bernard Glenn, a Lieutenant in Colonel Crockett's regiment of Virginia State troops, during the Revolutionary War with Great Britain, was presented to the House and read, praying that Congress will pass a law to entitle the petitioner to locate and survey on the North side of the Ohio river, and obtain a patent for the number of acres of land mentioned in a military land warrant granted to him by the State of Virginia, in lieu of the same quantity of land which the petitioner was not permitted to locate in the State of Kentucky, after its separation from Virginia; or that an adequate compensation may be allowed him for the same.

Ordered, That the said petition be referred to the Committee of Claims.

On motion,

Resolved, That, if any Member of the House shall chuse to take any newspaper published once, twice, or thrice a week, instead of a daily paper, he shall be furnished with as many of such papers as shall not exceed the price of a daily paper.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill to allow a drawback of duties on goods exported to New Orleans; and therein to amend the act, entitled "An act to regulate the collection of duties on imports and tonnage;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, DECEMBER 22, 1802.

Another member, to wit: John Archer, from Maryland, appeared, and took his seat in the House.

Mr. Mattoon, from the committee appointed to present to the President of the United States a resolution of the House, of the twentieth instant, relative to "a statement of the militia, according to the returns last received from the respective States," reported that the committee had, according to order, performed that service; and that the President signified to them that he would attend to the object contained in the said resolution.

The order of the day for the House to resolve itself into a Committee of the Whole House on a motion of the seventeenth instant, for a repeal of so much of the acts, the one entitled "An act establishing a Mint, and regulating the coins of the United

States ;" the other, entitled " An act supplementary to the ' Act establishing a Mint ; and regulating the coins of the United States,' as relates to the establishment of a Mint being called for,

Resolved, That the said order of the day be postponed until the second Monday of January next.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the twentieth instant, the petition of John Holland, junior, presented the tenth of December, one thousand eight hundred and one, made a report thereon, which was read, and ordered to be committed to a Committee of the Whole House, to-morrow.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the House of Representatives :

I now transmit a report from the Secretary of State, with the information requested in your resolution of the seventeenth instant.

In making this communication, I deem it proper to observe, that I was led by the regard due to the rights and interests of the United States, and to the just sensibility of the portion of our fellow citizens more immediately affected by the irregular proceeding at New Orleans, to lose not a moment in causing every step to be taken which the occasion claimed from me ; being equally aware of the obligation to maintain, in all cases, the rights of the nation, and to employ, for that purpose, those just and honorable means which belong to the character of the United States.

TH. JEFFERSON.

DECEMBER 22, 1802.

The said message, and the papers referred to therein, were read, and ordered to lie on the table.

On motion,

Resolved, That the Committee of Ways and Means be instructed to inquire whether any, and, if any, what, alterations or amendments are necessary to be made to the act, entitled " An act to amend an act, entitled ' An act to lay and collect a direct tax within the United States.' "

The House, according to the order of the day, resolved itself into a Committee of the Whole House, on the bill to allow a drawback of duties on goods exported to New Orleans ; and therein to amend the act, entitled " An act to regulate the collection of duties on imports and tonnage ;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

On the question, that the said bill be engrossed, and read the third time,

It passed in the negative—the House being equally divided—and Mr. Speaker declaring himself with those who voted in the negative.

So the said bill was rejected.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the fourteenth instant, the memorial of Edward Barns, presented on the twenty-first of January last, made a report thereon, which was read, and considered : Whereupon,

Resolved, That the prayer of the said memorial ought not to be granted.

The orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, DECEMBER 23, 1802.

Another member, to wit : Lewis R. Morris, from Vermont, appeared and took his seat in the House.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the House of Representatives :

In pursuance of the resolution of the House of Representatives, of the third of May last, desiring a statement of expenditures from January first, one thousand seven hundred and ninety-seven, by the Quartermaster General and the Navy Agents, for the contingencies of the naval and military establishments, and the navy contracts for timber and stores, I now transmit such statements from the offices of the Secretaries of the Treasury, War, and Navy, where alone these expenditures are entered.

TH. JEFFERSON.

DECEMBER 23, 1802.

VOL. IV—33

The said message was read, and, together with the documents accompanying it, ordered to lie on the table.

The Speaker laid before the House a letter from Edward Tiffin, President of the Convention of the State of Ohio, inclosing an address to this House from the said Convention, approving "the prompt and decisive measures taken by Congress at their last session, to enable the people of the Northwestern territory to emerge from their colonial government, and to assume a rank among the sister States;" also, expressing "their unequivocal approbation of the measures pursued by the present administration of the General Government, and of both Houses of Congress, in diminishing the public burthens, cultivating peace with all nations, and promoting the happiness and prosperity of our country."

The Speaker also laid before the House a letter from Thomas Worthington, an agent appointed by the Convention of the said State of Ohio, inclosing a copy of the Constitution of said State, and an ordinance passed by the Convention, containing certain propositions for the consideration of Congress; which were read, and, together with the address of said Convention to this House, and the letter accompanying it, ordered to be referred to Mr. Randolph, Mr. Elmendorf, Mr. Godlard, Mr. Henderson, and Mr. Archer; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Commerce and Manufactures, to whom was referred, on the twentieth instant, the petition of John Holland, junior, presented the tenth of December, one thousand eight hundred and one; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and made some progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said report.

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof; and that the said report and petition be re-committed to the Committee of Commerce and Manufactures.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, DECEMBER 24, 1802.

Another member, to wit: William H. Hill, from North Carolina, appeared, and took his seat in the House.

Ordered, That the petition of Benjamin Wells, presented the twenty-second of November, one thousand seven hundred and ninety-seven, with the accompanying documents, as also the reports of the Committee of Claims, and of the Secretary of the Treasury, made to this House thereon, be referred to the Committee of Claims.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the eleventh instant, the petition of Abraham Millen, administrator and residuary legatee of William Millen, deceased, made a report thereon; which was read and considered: Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

The Speaker laid before the House a letter from the Secretary of State, transmitting abstracts of the returns made by the Collectors of the Customs within the United States, of registered and impressed American seamen; also, a report exhibiting an abstract of communications received from agents of the United States, for the relief and protection of the said seamen; which were read and ordered to lie on the table.

A petition of sundry inhabitants within the District of Waldoborough, in the State of Massachusetts, whose names are thereunto subscribed, was presented to the House and read, praying that the said District of Waldoborough may be divided into two Districts, in the manner, and comprehending the boundaries therein specified; also, that Custom-houses may be established at such convenient places on George's river, and at the head of navigation on Damarascotta river, as may be deemed proper by Congress, for the convenience and benefit of the petitioners and other inhabitants within the said District of Waldoborough.

Also, a petition of Adam Tunno, James Bulgin, and George Verree, assignees (duly elected under the bankrupt law of the United States) of the estate and effects of M'Farlane and Player, of Charleston, in the State of South Carolina, merchants, as

well on the part and behalf of themselves, as the other creditors of the said estates, praying a remission of the duties on one hundred and forty-six boxes of sugars imported into the port of Charleston, from Trinidad, by the said M'Farlane and Player, before they became bankrupts; which said sugars, together with the store-house in which they were deposited, were entirely consumed by fire on the night of the thirteenth of August, one thousand eight hundred and one.

Ordered, That the said petitions be referred to the Committee of Commerce and Manufactures.

On motion,

Resolved, That the Committee of Commerce and Manufactures be instructed to enquire into the expediency of making provision, by law, that Natchez be a port of delivery.

A petition of Thomas Shubrick, of the State of South Carolina, was presented to the House, and read, praying relief in the case of a contract entered into by him with a navy agent of the United States, some time in the year one thousand seven hundred and ninety nine, for the cutting of timber, the property of the petitioner, to build two seventy four gun ships for the use of the Government of the United States, and that he may be reimbursed the sums of money actually expended on account of the said contract, and, also, be allowed such nett profit on the timber furnished for the purpose aforesaid, as shall be deemed reasonable and proper.

Ordered, That the said petition be referred to the Secretary of the Navy, with instructions to examine the same, and report his opinion thereupon to the House.

Ordered, That the memorial of Peter Charles L'Enfant, presented the nineteenth of February, one thousand eight hundred and one, and a report of the Committee of Claims thereon, made the fifteenth of April last, be referred to a committee of the whole House on Monday week.

On motion,

Resolved, That the Secretary of State be directed to furnish this House with such documents as are in his possession, and relating to the claim of Peter Charles L'Enfant, for services which he rendered to the United States, in planning and laying out the city of Washington, in the territory of Columbia, by the directions of the President.

The several orders of the day were farther postponed until Monday next. And then the House adjourned until Monday morning eleven o'clock.

MONDAY, DECEMBER 27, 1802.

Ordered, That Mr. Dawson have leave to be absent from the service of this House until Thursday next,—Mr. Huger until Friday next,—and Mr. Campbell, for one week.

The Speaker laid before the House, a letter from the Treasurer of the United States, accompanying the general account of his office, of the receipts and expenditures of public money, from the first of October, one thousand eight hundred and one, to the thirtieth September, one thousand eight hundred and two, inclusive; also, his accounts of receipts and expenditures for the War and Navy Departments, for the same period; which were read, and ordered to be referred to the Committee of Ways and Means.

Ordered, That five hundred copies in addition to the number already printed, of the letter and report of the Secretary of the Treasury, and sundry accompanying documents, prepared in obedience to the directions of "An act supplementary to the act, entitled 'An act to establish the Treasury Department,'" which were laid before the House on the twentieth instant, be printed for the use of the members of this House.

A petition of Adam Koch, late of the county of York, now residing in the county of Washington, in the State of Pennsylvania, was presented to the House and read, praying the interposition of Congress to enable him to receive the bounty of land due for his services as a private soldier in the sixth Pennsylvania regiment on Continental establishment, during the Revolutionary war with Great Britain, which has been hitherto refused, in consequence of another person, of the same name with the petitioner, who belonged to Captain Bartholomew Von Heer's troop of light dragoons, having obtained a grant for the like quantity of land, on application at the War Office of the United States.

Ordered, That the said petition be referred to the Committee of Claims.

The several orders of the day were farther postponed until to morrow.

And then the House adjourned until to morrow morning eleven o'clock.

TUESDAY, DECEMBER 28, 1802.

Two other members, to wit: from Virginia, John Stratton; and from North Carolina, William Barry Grove, appeared and took their seats in the House.

A petition of Roger Alden, agent for the Holland land company in the northwest part of the State of Pennsylvania, was presented to the House, and read, praying relief in the case of a number of stamps of different kinds of the first impression, amounting to the sum of one hundred and ninety dollars, provided by the petitioner, some time in the year one thousand seven hundred and ninety nine, for the well executing the business entrusted to him ; which said stamps, owing to the cause mentioned in the petition, were not suppressed, and new ones issued in lieu thereof, in compliance with an act of Congress, and the order of the late Secretary of the Treasury on that subject.

Also, a petition of Samuel Frazer, of Harford county in the State of Maryland, praying the interposition of Congress to enable him to receive the bounty of land due for his services, as a private soldier in the Continental army, during the revolutionary war with Great Britain ; which said land has been granted to a certain William Thomas, without the knowledge, and contrary to the just claim of the petitioner.

Also, a memorial of Sarah Peters, of the city of Washington in the District of Columbia, widow and relict of Alexander A. Peters, deceased, praying that Congress will be pleased to grant her a pension, in consideration of the services of her said husband, who died at Fort Johnston, in North Carolina, some time in the month of November last, whilst in the capacity of surgeon's mate in the army of the United States ; or that such other relief may be afforded the petitioner, as to the wisdom of Congress shall seem meet.

Ordered, That the said petitions and memorial be referred to the Committee of Claims.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

*Gentlemen of the Senate, and
of the House of Representatives :*

In my message of the fifteenth instant, I mentioned that plans and estimates of a dry dock, for the preservation of our ships of war, prepared by a person of skill and experience, should be laid before you without delay. These are now transmitted ; the report and estimates by duplicates ; but the plans being single only, I must request an inter-communication of them between the Houses, and their return when they shall no longer be wanting for their consideration.

TH. JEFFERSON.

DECEMBER 27, 1802.

The said message, and the reports and estimates referred therein, were read, and, together with the plans accompanying the same, ordered to be referred to the committee appointed on so much of the President's message of the fifteenth instant, as relates to our navy yards, and the building of docks ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The Speaker laid before the House a letter addressed to him from James M'Henry, late Secretary for the Department of War, containing a variety of observations on the subject-matter of a report presented to the House, on the twenty ninth day of April last, from the committee appointed to inquire and report, whether moneys drawn from the Treasury have been faithfully applied to the objects for which they were appropriated, and whether the same have been regularly accounted for ; and to report, likewise, whether any further arrangements are necessary to promote economy, enforce adherence to legislative restrictions, and secure the accountability of persons entrusted with the public money," together with an appendix, comprising sundry explanatory statements in defence of the official conduct of the said James M'Henry, whilst acting in the capacity aforesaid ; Whereupon,

The House proceeded in the reading of the said letter, and having made some progress therein,

A motion was made and seconded, to dispense with the further reading of the said letter ;

Which motion, Mr. Speaker declared not to be in order ;

When an appeal was demanded to the House, from the said decision of the chair ; And on the question, " Is the decision of the chair in order ? "

It was resolved in the affirmative, { Yeas.....62,
{ Nays.....16.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

John Archer,
John Bacon,
Phanuel Bishop,
Thomas Boude,
Richard Brent,
Robert Brown,
William Butler,
John Clopton,
John Condit,
Mannasseh Cutler,
Richard Cutts,
Samuel W. Dana,
John Davenport,
John Dennis,
William Dickson,
Ebenezer Elmer,
William Eustis,
Abiel Foster,
Calvin Goddard,
Edwin Gray,
Andrew Gregg,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Heister,
William Helms,
Archibald Henderson,
William H. Hill,
William Hodge,
David Holmes,
Samuel Hunt,

George Jackson,
Thomas Lowndes,
Ebenezer Mattoon,
David Meriwether,
Thomas Morris,
James Mott,
Anthony New,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Smilie,
Israel Smith,
John Cotton Smith,
John Smith, (of N. York)
Henry Southard,
John Stanley,
Joseph Stanton, jun.
John Stratton,
Benjamin Tallmage,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
Abram Trigg,
George B. Upham,
Joseph B. Varnum,
Isaac Van Horne,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods,
Thomas Wynns.—62.

Those who voted in the negative, are

Theodorus Bailey,
Thomas Claiborne,
Matthew Clay,
Thomas T. Davis,
Lucas Elmendorf,
James Holland,
Michael Leib,
Samuel L. Mitchill,

Thomas Moore,
Thomas Newton, jun.
John Randolph, jun.
John Smith, (of Virginia)
Josiah Smith,
Richard Stanford,
John Taliaferro, jun.
John P. Van Ness,—16.

The House then proceeded in the farther reading of the said letter ; and, having gone through the same,

Ordered, That the said letter, with the appendix accompanying it, do lie on the table.

A petition of Jonas How, Agent for the Sixth Massachusetts Turnpike Corporation, was presented to the House, and read, praying that a turnpike road, completed by the said corporation, may be established as a post road from Shrewsbury to Northampton, in the said State.

Ordered, That the said petition be referred to the committee appointed on the fourteenth instant, to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States.

Ordered, That the petition of Thomas Stagg, junior, and Thomas Snell, of the city of New York, presented the twenty-ninth of December, one thousand eight hundred and one, be referred to the Committee of Commerce and Manufactures.

On motion,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of establishing, by law, a port of delivery in the town of Tiverton, in the district of Newport, and State of Rhode Island ; and that they report by bill or otherwise.

The several orders of the day were further postponed until to-morrow.
And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, DECEMBER 29. 1802.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the fourteenth instant, the petition of Charles Hyde, presented the second of February, one thousand eight hundred and one, made a report thereon, which was read, and ordered to be referred to a Committee of the Whole House, on Friday next.

On motion,

Resolved, That a Committee be appointed to inquire into the propriety of granting further time to proprietors or holders of military land warrants to obtain and locate the same ; and that the Committee have leave to report, by bill or otherwise.

Ordered, That Mr. Southard, Mr. Clay, Mr. Thatcher, Mr. Stewart, and Mr. Israel Smith, be appointed a Committee, pursuant to the said resolution.

On motion,

Resolved, That the Committee of Elections be, and they are hereby instructed to inquire whether John P. Van Ness, one of the members of this House, from the State of New York, returned by said State to serve as one of its members in the seventh Congress of the United States, has not, since his election as a member of this House, and since he occupied a seat as a member, accepted of, and exercised the office of a Major of militia under the authority of the United States, within the Territory of Columbia, and thereby forfeited his right to a seat as a member of this House.

On a motion made and seconded, to amend the twenty-seventh rule of this House relative to "Decorum and Debate ;" which rule is in the words following, to wit :

"Petitions, memorials, and other papers addressed to the House, shall be presented by the Speaker, or by a member in his place ; a brief statement of the contents thereof shall verbally be made by the introducer, and shall not be debated or decided on the day of their being first read, unless where the House shall direct otherwise ; but shall lie on the table, to be taken up in the order they were read."

The amendment proposed to the said rule, being to add to the end thereof, the following words, to wit :

"But if any petition, memorial, or other paper, so presented, shall, in the opinion of any member, contain matter insulting to the dignity, or derogatory from the honor of the House, the reading of such paper, if objected to, shall be determined by a vote of the House ;" and debate arising thereon,

Another motion was made and seconded to amend the said proposed amendment, so as to read, as followeth :

"But if the petition, memorial, or other paper, so presented, shall, in the reading, be objected to, by any member, the further reading of the same shall be determined by a vote of the House ;" whereupon,

Ordered, That the proposed amendments to the said rule of the House, be referred to Mr. Randolph, Mr. Eustis, and Mr. Lewis R. Morris; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, DECEMBER 30, 1802.

A petition of Sampson Henderson was presented to the House and read, praying relief, in consideration of a wound received at the battle of Savannah, whilst a soldier in the tenth Virginia regiment on continental establishment, during the Revolutionary War with Great Britain, which has rendered him incapable of obtaining a livelihood by labor.

Ordered, That the said petition be referred to the Committee of Claims.

On motion,

Resolved, That a Committee be appointed to inquire into the expediency of revising and amending the several acts concerning patents and copy rights ; and that they report thereon by bill or otherwise.

Ordered, That Mr. Mitchill, Mr. Griswold, and Mr. Brent, be appointed a committee, pursuant to the said resolution.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, DECEMBER 31, 1802.

Mr. Bacon, from the Committee of Elections, to whom were referred the certificates or other credentials of several new members, and of the delegate from the Mississippi Territory, returned to serve in this House, made a report, in part, thereupon, which he delivered in at the Clerk's table, where the same was read, and is as followeth:

"It appears to your committee, that the credentials of the following members are sufficient to entitle them to take their seats in this House, to wit:

"Samuel Hunt, to serve as a member of this House, from the State of New Hampshire, in the Seventh Congress of the United States, in the room of Joseph Peirce, resigned."

"Samuel Thatcher, to serve as a member of this House, for the State of Massachusetts in the Seventh Congress of the United States, in the room of Silas Lee, resigned."

"David Meriwether, to serve as a member of this House, from the State of Georgia, in the Seventh Congress of the United States, in the room of Benjamin Taliaferro, resigned."

"Thomas M. Green, to serve as a delegate from the Mississippi Territory in the Seventh Congress of the United States, in the room of Narsworthy Hunter, deceased"; and

"Thomas Wynns, to serve as a member of this House, from the State of North Carolina, in the Seventh Congress of the United States, in the room of Charles Johnson, deceased."

Ordered, That the said report do lie on the table.

A petition of sundry indabitants of the city of Washington and of Georgetown, in the District of Columbia, whose names are thereunto subscribed, was presented to the House, and read, praying that Congress will pass an act for incorporating an insurance company in the city of Washington, to be styled "*The Columbia General Insurance Company*," to be established on such plan as shall suit the present circumstances and future prospects of the seat of Government of the United States.

Ordered, That the said petition be referred to Mr. Dennis, Mr. Van Ness, and Mr. Taliaferro, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That a committee be appointed to inquire into the expediency of passing a law rendering all persons forever incapable of holding any office under the Government of the United States, who shall, at any time hereafter, be concerned in any duel, either in sending, carrying, or accepting any written or verbal challenge; and that they report by bill or otherwise.

The House proceeded to consider the said motion at the Clerk's table; and the same being twice read, was, on the question put thereupon, disagreed to by the House.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, JANUARY 3, 1803.

Another member, to wit; Philip Van Cortlandt, from New York, appeared, and took his seat in the House.

A memorial of John Miles, senior, and others, gun-makers, of the city and liberties of Philadelphia, was presented to the House, and read, praying that additional duties may be imposed, by law, on muskets, pistols, and other fire or small arms imported from foreign countries; or such other encouragement given to the manufacture of the said articles within the United States, as to the wisdom of Congress shall seem meet.

Ordered, That the said memorial be referred to the committee of the whole House, to whom was committed, on the twenty first ultimo, a motion relative to the importation, by any of the States, of ordnance, fire or side arms, for the use of their militia, respectively.

A petition of the Washington building company, signed by Daniel Brent, their chairman, was presented to the House and read, praying that Congress will pass a law to incorporate the said company under certain rules and regulations intended by the petitioners for the improvement and ornament of the metropolis of the Union; and, also, that they may be enabled to extend the application of the funds of the said company to the insurance of buildings from fire.

Ordered, That the said petition be referred to Mr. Van Ness, Mr. Grove, and Mr. Claiborne; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A memorial of John Hankart, of the City of Washington, in the District of Columbia, formerly a manufacturer of snuff in the city of Philadelphia, and State of Pennsylvania, was presented to the House and read, praying relief in the case of excise duties paid by the memorialist on account of the said manufacture, which, as he conceives, were exacted beyond the just amount due from the memorialist; and that the overplus of duties so paid may be refunded to him.

Also, a petition of John H. Behn, of the city of Baltimore, merchant, and partner in the house of Mannhardt, Behn, and company, praying to be allowed the drawback of duties on a quantity of cheese imported from Hamburg, in the American ship Helena, into the port of Baltimore, some time in the year one thousand eight hundred and one; from which port, the petitioner is desirous of exporting the said cheese, in quantity and quality the same as originally imported, to a port without the limits of the United States.

Ordered, That the said memorial and petition be referred to the Committee of Commerce and Manufactures.

On a motion made and seconded that the House do come to the following resolution:

Resolved, By the Senate and House of Representatives of the United States of America in Congress assembled, two-thirds of both Houses concurring, that the following article be proposed to the Legislatures of the several States, as an amendment to the Constitution of the United States, which, when ratified by three-fourths of the said Legislatures, shall be valid to all intents and purposes, as part of the said Constitution, *viz*:

That in all future elections for President and Vice President, the persons voted for shall be particularly designated, by declaring which is voted for as President, and which as Vice President.

Ordered, That the said motion be referred to the Committee of the Whole House on the state of the Union.

Mr. Randolph, from the Committee of Ways and Means, presented, according to order, a bill making a partial appropriation for the naval service during the year one thousand eight hundred and three; which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims of the twenty-ninth ultimo, on the petition of Charles Hyde, presented the second of February, one thousand eight hundred and one; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and directed him to report their agreement to the resolution contained therein with amendments; which he delivered in at the Clerk's table, where the same were severally read and agreed to.

The said resolution as amended, being then twice read, was, on the question put thereupon, agreed to by the House as followeth:

Resolved, That the proper accounting officers liquidate and settle the account of Charles Hyde, for his services as Judge advocate to the army, from the second day of December, Anno Domini one thousand seven hundred and ninety-two, to the fifteenth day of July, Anno Domini one thousand seven hundred and ninety-four, both inclusive; and that he be allowed such pay and emoluments for said services, as were at that time allowed by law, to the officers acting in that capacity.

Ordered, That a bill or bills be brought in pursuant to the said resolution; and that the Committee of Claims do prepare and bring in the same.

Mr. Randolph, from the Committee of Ways and Means, presented, according to order, a bill making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three, which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

A petition of Samuel Blodget was presented to the House, and read, praying relief, in the case of a judgment recovered against him in the supreme court of Pennsylvania, for property in the City of Washington, at the suit of the possessors of a prize ticket in a lottery authorized to be drawn for the improvement of the said city, in the

year one thousand seven hundred and ninety-three, and of which the petitioner was appointed an acting manager and superintendent.

Ordered, That the said petition be referred to the committee appointed on the thirty-first ultimo, on the petition of sundry inhabitants of the City of Washington and of Georgetown, relative to the incorporation of an insurance company in the said City of Washington ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The Speaker laid before the House a letter from the Secretary of State, transmitting sundry documents respecting the claim of Peter Charles L'Enfant, for planning and laying out the City of Washington, in pursuance of a resolution of this House of the twenty-fourth ultimo ; which were read and ordered to be referred to the Committee of the Whole House to whom is committed a report of the Committee of Claims on the petition of the said Peter Charles L'Enfant.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of insolvent debtors within the District of Columbia ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said bill.

Mr. John Cotton Smith, from the Committee of Claims, presented, according to order, a bill for the relief of Charles Hyde, which was received and read the first time.

On motion,

The said bill was read the second time and ordered to be committed to a Committee of the Whole House immediately.

The House, accordingly, resolved itself into the said committee ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House without amendment.

Ordered, That the said bill be engrossed and read the third time to-morrow.

A memorial of Daniel Lewis, of the County of West Chester, in the State of New York, was presented to the House and read, stating that the memorialist is, and for a long time has been, possessed of a medicine, which, in no case in which it has been administered, has failed of curing the bite of a mad dog, and totally removing the melancholy effects thereof ; and praying that Congress will, in their wisdom, direct such inquiry into the repeated and successful trials made of the said medicine, as may fully convince them of the efficacy thereof ; and, also, that on a discovery of the same, for the benefit of the people of the United States, the memorialist may be allowed such pecuniary compensation therefor, as may be deemed equitable and proper.

Ordered, That the said memorial be referred to Mr. Van Cortlandt, Mr. Elmer, Mr. Tenney, Mr. Dickson, and Mr. Archer ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion,

Resolved, That the Secretary of the Navy be directed to report to this House the situation of the timber deposited in the Navy Yards of the United States, for the purpose of building ships of war ; and whether, in order to preserve the same, it should not be covered with sheds.

A petition of Josiah Fox and others, inhabitants of the towns of Norfolk and Portsmouth, in the State of Virginia, was presented to the House and read, stating that the petitioners consider the act of Congress, (commonly called the bankrupt law,) passed on the fourth day of April, one thousand eight hundred, as requiring legislative correction ; the same being, as they conceive, *partial and injurious* in its operation ; and praying that Congress will take the premises into consideration, and provide such remedies for the evils complained of, as to their wisdom may seem most proper.

Ordered, That the said petition be referred to Mr. Newton, Mr. Tallmage, Mr. Nicholson, Mr. Hunt, Mr. Mitchell, Mr. Lowndes, and Mr. Varnum ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion,

Resolved, That the committee to whom was this day referred a petition of sundry inhabitants of the towns of Norfolk and Portsmouth, in the State of Virginia, be instructed to consider the expediency of repealing an act, entitled "An act to establish an uniform system of bankruptcy throughout the United States," and report their opinion thereon to the House.

The several orders of the day were farther postponed until to-morrow. And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, JANUARY 4, 1803.

Ordered, That Mr. Nicholson be excused from serving on the committee appointed on the third instant, to whom was referred the petition of sundry inhabitants of the towns of Norfolk and Portsmouth, in the State of Virginia ; and who were also instructed by a resolution of the House, to consider the expediency of repealing an act, entitled "An act to establish an uniform system of bankruptcy throughout the United States," and to report their opinion thereon to the House ; and that Mr. Samuel Smith be appointed of the said committee in his stead.

An engrossed bill for the relief of Charles Hyde was read the third time.

Resolved, That the said bill do pass, and that the title be, "An Act for the relief of Charles Hyde."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion,

Resolved, That a committee be appointed to prepare and bring in a bill, for erecting a monument to the memory of General Harkemer, pursuant to a resolution of Congress, passed the fourth day of October, one thousand seven hundred and seventy seven.

Ordered, That Mr. Van Rensselaer, Mr. Butler, and Mr. Stratton, be appointed a committee pursuant to the said resolution.

A petition of Robert Peter Branu, a citizen of the United States, residing in the city of Philadelphia, and State of Pennsylvania, was presented to the House, and read, praying that he may be allowed the drawback of duties on five boxes of platillas, shipped some time in the month of September, one thousand eight hundred, at the port of Philadelphia, on board the schooner Liberty, George Dickson, master, and duly landed without the limits of the United States, at Carthagena, on the Spanish Main ; which said drawback of duties has been refused, in consequence of the petitioner having, through ignorance, omitted to take the oath within the time prescribed by law.

Also, a petition of sundry journeymen printers, members of the Philadelphia Typographical Society, praying that such additional duties may be imposed, by law, on books imported from foreign countries, (those for the use of public incorporated libraries excepted,) as to the wisdom of Congress shall seem meet.

Also, a memorial of the Philadelphia Chamber of Commerce, praying that the acts of Congress, entitled "An act imposing duties on the tonnage of ships and vessels," and "An act making further provision for the debts of the United States, passed in the year one thousand seven hundred and ninety," may not be repealed, for the reasons therein specified.

Ordered, That the said petitions and memorial be referred to the Committee of Commerce and Manufactures.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting a statement exhibiting the amount of duties and drawbacks on goods, wares, and merchandise, imported into the United States, and exported therefrom, during the years one thousand seven hundred and ninety-nine, one thousand eight hundred, and one thousand eight hundred and one ; which were read, and ordered to lie on the table.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-eighth ultimo, the petition of Roger Alden, made a report thereupon ; which was read, and considered : Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the bill for the relief of insolvent debtors within the District of Columbia ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said bill under consideration, and made a further progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof, and that the said bill be recommitted to Mr. Nicholson, Mr. Griswold, Mr. Thompson, Mr. Hemphill, Mr. Thomas, Mr. Tenney, and Mr. Condit.

The House, according to the order of the day, resolved itself into a Committee of

the Whole House on the bill making a partial appropriation for the naval service during the year one thousand eight hundred and three ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill making appropriations for the military establishment of United States, in the year one thousand eight hundred and three ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table ; where the same were twice read, and, on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

On a motion made and seconded that the House do come to the following resolutions :

Resolved, That provision ought to be made, by law, for the establishment of post roads throughout the United States.

Resolved, That whatever money shall be received in the Treasury of the United States from the post office, shall, after defraying the expenses of that establishment, be appropriated to fixing and improving the post roads.

Ordered, That the said motion be referred to a Committee of the Whole House on Monday next.

A petition of Matthew Patterson, and others, inhabitants and settlers on French Broad river, and within the original chartered boundaries of South Carolina, was presented to the House and read, stating certain inconveniences to which the petitioners are, and will be subjected, in consequence of that portion of territory in which they reside being considered as a part of the State of Georgia, and praying that the said portion of territory may be annexed to, and comprehended within the State of South Carolina, for the reasons therein specified.

Ordered, That the said petition be referred to Mr. Moore, Mr. Dickson, and Mr. Perkins, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That John Porter, who presented a petition to this House on the twenty-seventh of December, one thousand seven hundred and ninety-six, have leave to withdraw the said petition, and the documents accompanying the same.

The several orders of the day were farther postponed until to-morrow.
"And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, JANUARY 5. 1803.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the House of Representatives :

Agreeably to the request of the House of Representatives, I now transmit a statement of the militia of those States from which any returns have been made to the War Office. They are, as you will perceive, but a small proportion of the whole. I send you, also, the copy of a circular letter written sometime since for the purpose of obtaining returns from all the States : should any others, in consequence of this be made during the session of Congress, they shall be immediately communicated.

TH. JEFFERSON.

JANUARY 5, 1803.

The said message was read, and, together with the papers referred to therein, ordered to be referred to the committee appointed on the seventeenth ultimo, to whom was referred "so much of the President's message, as relates to the militia institution of the United States."

A petition of Hugh Alexander, and others, inhabitants of the State of Kentucky, was presented to the House, and read, praying relief in the case of judgments obtained against them, respectively, in the District Court of the United States for the District of Kentucky, for balances due from the petitioners on account of the duties on spirits distilled, and on stills ; which balances were paid into the hands of a certain John Jamieson, then acting as deputy marshal for the said District, who has since absconded to some place unknown to the petitioners.

Ordered, That the said petition be referred to the Committee of Ways and Means.

An engrossed bill making a partial appropriation for the Naval service, during the year one thousand eight hundred and three, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act making a partial appropriation for the Naval service, during the year one thousand eight hundred and three."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-eighth ultimo, the memorial of Sarah Peters, made a report, which was read and considered: Whereupon,

Resolved, That the petitioner have leave to withdraw her petition.

Ordered, That the petition of sundry cordwainers of the city and county of Philadelphia, in the State of Pennsylvania, presented the fifteenth of April last, be referred to the Committee of Commerce and Manufactures.

Ordered, That the Committee of Claims, to whom was referred, on the eleventh ultimo, the petition of James Stille, be discharged from the consideration thereof; and that the petitioner have leave to withdraw his said petition.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom were referred on the twenty-fourth ultimo and third instant, the several petitions of John Hankart, of John H. Behn, and of Adam Tunno, James Bulgin, and George Verree, assignees of M'Farlane and Player, made a report thereupon; which was read and considered: Whereupon,

Resolved, That the prayer of the said petitions ought not to be granted; and that the petitioners respectively have leave to withdraw the same.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom were referred, on the fourteenth ultimo, a bill for the relief of Henry Messonnier, together with the memorial of the said Henry Messonnier, with the vouchers accompanying the same, presented the third day of February, and a report of the Committee of Commerce and Manufactures thereon, of the eight of March last, made a report; which he delivered in at the Clerk's table, where the same was read.

Mr. Samuel Smith, from the same committee, also reported a bill for the relief of Henry Messonnier; which was received, and read the first time.

A motion was made, that the said bill be now read the second time; which being objected to, on the ground that the Committee of Commerce and Manufactures were not authorized by any resolution or order of the House during the present session to report by way of bill or bills, or otherwise; and debate arising thereon,

Another motion was made and seconded, that the House do come to the following resolution:

Resolved, That the Committee of Commerce and Manufactures be authorized to report by bill or bills, or otherwise, on all such matters as shall, from time to time, be referred to them by the House.

And the question being taken thereupon,

It passed in the negative.

Ordered, That the said committee have leave to withdraw from the Clerk's table their report and the other papers relative to the claim of Henry Messonnier.

A petition of sundry inhabitants of the city and county of Washington, in the District of Columbia, whose names are thereunto subscribed, was presented to the House, and read, praying that Congress will pass a law authorizing a new road to be opened, at the expense of the said county, connecting the Northern end of West Fourteenth street, in the city of Washington, with the public road leading from Rock Creek church to Georgetown, for the convenience and benefit of the petitioners and other inhabitants within the said District.

Ordered, That the said petition be referred to the Committee appointed on the twenty-first ultimo, on a memorial of the first and second branches of the City Council of Washington; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A motion being made and seconded, that the House do come to the following resolution :

Resolved, That the President of the United States be requested to direct the proper officer to lay before this House copies of such official documents as have been received by this Government, announcing the cession of Louisiana to France, together with a report, explaining the stipulations, circumstances, and conditions, under which that province is to be delivered up,—unless such documents and report will, in the opinion of the President, divulge to the House particular transactions, not proper, at this time, to be communicated.

And debate arising thereon,

Another motion was made, and the question being put, that the said motion be referred to the Committee of the Whole House on the state of the Union.

It was resolved in the affirmative, { Yeas, 49,
{ Nays, 39.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Joseph Heister,
William Hoge,
James Holland,
David Holmes,
George Jackson,
Michael Leib,
David Meriwether,

Those who voted in the negative, are,

John Bacon,
Phanuel Bishop,
Thomas Boude,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
William Helms,
Joseph Hemphill,
Archibald Henderson,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,

Samuel L. Mitchill,
Thomas Moore,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton, jun.
John Stewart,
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
Abraham Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Thomas Wynns.

Ebenezer Mattoon,
Lewis R. Morris,
Thomas Morris,
James Mott,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
John Cotton Smith,
John Stanley,
Benjamin Tallimage,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upham,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

The House, according to the standing order of the day, resolved itself into a Committee of the Whole House on the state of the Union; and, after some time spent there-

in, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the Committee had, according to order, had the state of the Union under consideration, but come to no resolution thereupon.

A motion was then made and seconded, that the House do now adjourn; And on the question thereupon,

It passed in the negative, { Yeas, 38
{ Nays, 51

The yeas and nays being demanded by one-fifth of the members present, Those who voted in the affirmative, are,

Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Lucas Elmendorf,
Andrew Gregg,
John A. Hanna,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
George Jackson,
Michael Leib.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Phanuel Bishop,
Thomas Boude,
John Campbell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Edwin Gray,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,

On a motion made and seconded,

The house was cleared of all persons, except the members and the Clerk: Whereupon the House resumed the consideration of a confidential communication from the President of the United States, received the thirty-first ultimo; and made a farther progress therein,

When an adjournment being called for,

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
Anthony New,
Thomas Newton, jun.
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton, jun.
John Stewart
David Thomas,
Philip R. Thompson,
Abraham Trigg,
Philip Van Cortlandt,
Isaac Van Horne,
Thomas Wynns.

Lewis R. Morris,
Thomas Morris,
James Mott,
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
John Randolph, jun.
Nathan Read,
John Rutledge,
William Shepard,
John Smilie,
John Cotton Smith,
John Stanley,
John Stratton,
John Taliaferro, jun.
Benjamin Tallmidge,
Samuel Tenney
Samuel Thatcher,
Thomas Tillinghast,
John Trigg,
George B. Upham,
Joseph B. Varnum,
Peleg Wadsworth,
Lemuel Williams.
Henry Woods.

THURSDAY, JANUARY 6, 1803.

A petition of Francis Mentges was presented to the House, and read, praying the liquidation and settlement of a claim for the balance due to him as special agent of the fortifications erected on Mud Island, in the river Delaware, and State of Pennsylvania, to which he conceives himself justly entitled, in virtue of an agreement made by the petitioner with the Secretary of War, some time in the month of April, one thousand seven hundred and ninety-seven.

Ordered, That the said petition, together with the petition of John M'Intire, presented the thirty-first of December, one thousand eight hundred and one, be referred to the Committee of Claims.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting two statements, marked A and B, relating to the internal revenues of the United States; as also an explanatory letter thereon, from the Commissioner of the Revenue; which were read, and ordered to lie on the table.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourteenth ultimo, the memorial of Henry Messonier, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

Ordered, That the Committee of the Whole House, to whom were referred, on the twenty-fourth ultimo and third instant, a report of the Committee of Claims on the petition of Peter Charles L'Enfant; also, a letter from the Secretary of State, inclosing sundry documents relative to the claim of Peter Charles L'Enfant, for planning and laying out the City of Washington, be discharged from the consideration thereof; and that the said report, letter, and documents, be re-committed to the Committee of Claims.

On a motion made and seconded, that the House do now, according to the standing order of the day, resolve itself into a Committee of the Whole House on the state of the Union,

The question was taken thereupon,

And passed in the negative, { Yeas, 38,
{ Nays, 48.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Phanuel Bishop,
Thomas Boude,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
William Dickson,
William Eustis,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
William Helms,
Joseph Hemphill,
Archibald Henderson,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,

Ebenezer Mattoon,
Samuel L. Mitchill,
Lewis R. Morris,
Thomas Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
John Stanley,
John Stratton,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George P. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
Edwin Gray,

Andrew Gregg,
 John A. Hanna,
 Joseph Heister,
 William Hoge,
 James Holland,
 David Holmes,
 George Jackson,
 Michael Leib,
 David Meriwether,
 Thomas Moore,
 Anthony New,
 Thomas Newton, Jun.
 Joseph H. Nicholson,
 John Randolph, Jun.
 John Smilie,
 John Smith, *of New York*,

John Smith, *of Virginia*,
 Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 Joseph Stanton, Jun.
 John Stewart,
 John Taliaferro, Jun.
 David Thomas,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 John P. Van Ness,
 Joseph R. Varnum,
 Isaac Van Horne,
 Thomas Wynns.

A motion being made and seconded, that the House do come to the following resolutions:

Resolved, That the people of the United States are entitled to the free navigation of the river Mississippi.

Resolved, That the navigation of the river Mississippi has been obstructed by the regulations recently carried into effect at New Orleans.

Resolved, That the right of freely navigating the river Mississippi ought never to be abandoned by the United States.

Resolved, That a committee be appointed to inquire whether any, and, if any, what, legislative measures are necessary to secure to the People of the United States the free navigation of the river Mississippi.

The question was taken, that the House do now proceed to take the said motion into consideration,

And passed in the negative.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, JANUARY 7, 1803.

A petition of John Low, of the County of York, in the State of Massachusetts, was presented to the House and read, praying additional compensation for his services as a Collector of the tax upon dwelling houses and lands in the thirteenth district of the second division of the said State, for the reasons therein specified.

Ordered, That the said petition, together with the memorial of Philip Lightfoot, presented the eleventh of December, one thousand eight hundred, and a report of the Committee of Claims thereon, made the seventeenth of March last, be referred to the Committee of Claims.

Mr. Davenport, from the Committee of Revisal and Unfinished Business, to whom it was referred to examine and report such laws of the United States as have expired, or are near expiring, made a report, in part, thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

Ordered, That the petition of Caleb Eddy, presented the fourteenth of December, one thousand eight hundred and one, and a report of the Committee of Claims thereon, of the twelfth of January, one thousand eight hundred and two; as, also, a letter from the Commissioners appointed pursuant to the "Act for the relief of the refugees from the British provinces of Canada and Nova Scotia," inclosing certain documents relative to the claims of Elijah Ayer, deceased, and Elijah Ayer, junior, both Nova Scotia refugees, received by the House on the ninth of February last, be referred to the Committee of Claims.

On motion,

Resolved, That a committee be appointed to consider whether any, and, if any, what, alterations are necessary in the Military establishment of the United States.

Ordered, That Mr. Varnum, Mr. Campbell, Mr. Butler, Mr. Lewis R. Morris, and Mr. Clay, be appointed a committee pursuant to the said resolution.

On a motion made and seconded,

The House was cleared of all persons present, except the members and the Clerk: Whereupon,

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the messages from the President of the United States, of the twenty-second and thirtieth ultimo, and the documents transmitted therewith: and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, again had the said messages and documents under consideration, and come to a resolution thereupon; which he delivered in at the Clerk's table, where the same was read as followeth:

Resolved, That this House receive with great sensibility the information of a disposition in certain officers of the Spanish Government at New Orleans, to obstruct the navigation of the river Mississippi, as secured to the United States by the most solemn stipulations.

That, adhering to that humane and wise policy which ought ever to characterize a free people, and by which the United States have always professed to be governed; willing, at the same time, to ascribe this breach of compact to the unauthorized misconduct of certain individuals, rather than to a want of good faith on the part of his Catholic Majesty; and relying, with perfect confidence, on the vigilance and wisdom of the Executive, they will wait the issue of such measures as that department of the Government shall have pursued for asserting the rights and vindicating the injuries of the United States; holding it to be their duty, at the same time, to express their unalterable determination to maintain the boundaries and the rights of navigation and commerce through the river Mississippi, as established by existing treaties.

The House proceeded to consider the said resolution at the Clerk's table: Whereupon,

So much as is contained in the first clause thereof, being again read, in the words following, to wit:

The question was taken that the House do concur with the Committee of the Whole House in their agreement to the same.

And resolved in the affirmative.

The last clause of the said resolution being again read, in the words following, to wit:

"That, adhering to that humane and wise policy which ought ever to characterize a free people, and by which the United States have always professed to be governed; willing, at the same time, to ascribe this breach of compact to the unauthorized misconduct of certain individuals, rather than to a want of good faith on the part of his Catholic Majesty; and relying, with perfect confidence, on the vigilance and wisdom of the Executive, they will wait the issue of such measures as that department of the Government shall have pursued for asserting the rights and vindicating the injuries of the United States; holding it to be their duty, at the same time, to express their unalterable determination to maintain the boundaries and the rights of navigation and commerce through the river Mississippi, as established by existing treaties."

A motion was made, and the question being put to amend the said last clause of the resolution, by striking out therefrom the words following, to wit :

"And relying, with perfect confidence, on the vigilance and wisdom of the Executive, they will wait the issue of such measures as that Department of the Government shall have pursued for asserting the rights, and vindicating the injuries of the United States."

It passed in the negative, { Yeas,.....30,
Nays,.....53.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

**Thomas Boude,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill.**

Archibald Henderson
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Lewis R. Morris,
Elias Perkins,
Thomas Plater,
Nathan Read.

John Rutledge,
John Cotton Smith,
John Stanley,
John Stratton,
Samuel Tenney,

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
George Jackson,

Samuel Thatcher,
George B. Upham,
Killian K. Van Rensselaer,
Lemuel Williams,
Henry Woods.

Michael Leib,
David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, Jr.
Joseph H. Nicholson,
John Randolph, Jr.
John Smilie,
John Smith, of New York,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton, Jr.
John Stewart,
John Taliaferro, Jr.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Thomas Wynns.

Another motion was then made, and the question being put, to amend the said last clause of the resolution, by striking out therefrom the word "vindicating," next before the words "the injuries of the United States, and inserting the word "redressing," in lieu thereof,

It passed in the negative.

The question was then taken that the House do concur with the committee of the whole House in their agreement to the said last clause of the resolution,

And resolved in the affirmative.

A motion was then made and seconded that the House reconsider their decision on the said last clause of the resolution,

And, the question being put thereupon,

It was resolved in the affirmative.

A division of the question was then called for : whereupon,

The first member of the said last clause of the resolution being again read, in the words following, to wit :

"That, adhering to that humane and wise policy which ought ever to characterise a free People, and by which the United States have always professed to be governed; willing, at the same time, to ascribe this breach of compact to the unauthorized misconduct of certain individuals, rather than to a want of good faith on the part of his Catholic Majesty:"

The said division of the question was objected to, as not being in order, and the Speaker having decided that the same was in order,

An appeal was made to the House from the decision of the chair ;

And, on the question, "Is the decision of the Chair in order?"

It was resolved in the affirmative.

On the question that the House do agree to the said first member of the last clause of the resolution,

It was unanimously resolved in the affirmative, by yeas and nays, every member present voting in the affirmative, to wit :

Willis Alston,
 John Archer,
 John Bacon,
 Theodorus Bailey,
 Thomas Boude,
 Richard Brent,
 Robert Brown,
 William Butler,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 John Condit,
 Richard Cutts,
 Samuel W. Dana,
 John Davenport,
 John Dawson,
 John Dennis,
 William Dickson,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,
 Calvin Goddard,
 Edwin Gray,
 Andrew Gregg,
 Roger Griswold,
 William Barry Grove,
 John A. Hanna,
 Seth Hastings,
 Joseph Heister,
 William Helms,
 Joseph Hemphill,
 Archibald Henderson,
 William H. Hill,
 William Hoge,
 James Holland,
 David Holmes,
 Benjamin Huger,
 Samuel Hunt,

The third member of the said last clause of the resolution being again read, in the words following, to wit:

"Holding it to be their duty, at the same time, to express their unalterable determination to maintain the boundaries, and the rights of navigation and commerce through the river Mississippi, as established by existing treaties."

A motion was made, and the question being put, to amend the same, by striking out therefrom the words "existing treaties," and inserting the word "treaty," in lieu thereof,

It passed in the negative.

On the question, that the House do agree to the said third member of the last clause of the resolution,

It was unanimously resolved in the affirmative, by yeas and nays, every member present voting in the affirmative, to wit:

Willis Alston,
 John Archer,
 John Bacon,
 Theodorus Bailey,
 Thomas Boude,
 Richard Brent,
 Robert Brown,
 William Butler,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 John Condit,
 Richard Cutts,
 Samuel W. Dana,

George Jackson,
 Michael Leib,
 Thomas Lowndes,
 Ebenezer Mattoon,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 Lewis R. Morris,
 Anthony New,
 Thomas Newton, Jr.
 Joseph H. Nicholson,
 Elias Perkins,
 Thomas Plater,
 John Randolph, Jr.
 Nathan Read,
 John Rutledge,
 John Smilie,
 John Cotton Smith,
 John Smith, of New York,
 Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 John Stanley,
 Joseph Stanton, Jr.
 John Stratton,
 John Taliaferro, Jr.
 Samuel Tenney,
 Samuel Thatcher,
 David Thomas,
 Philip R. Thompson,
 Abram Trigg,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Killian K. Van Rensselaer,
 Thomas Wynns.

John Davenport,
 John Dawson,
 John Dennis,
 William Dickson,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,
 Calvin Goddard,
 Edwin Gray,
 Andrew Gregg,
 Roger Griswold,
 William Barry Grove,
 John A. Hanna,
 Seth Hastings,

Joseph Heister,
 William Helms,
 Joseph Hemphill,
 Archibald Henderson,
 William H. Hill,
 William Hoge,
 James Holland,
 David Holmes,
 Benjamin Huger,
 Samuel Hunt,
 George Jackson,
 Michael Leib,
 Thomas Lowndes,
 Ebenezer Mattoon,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 Lewis R. Morris,
 Anthony New,
 Thomas Newton, Jr.
 Joseph H. Nicholson,
 Elias Perkins,
 Thomas Plater,
 John Randolph, Jr.

Nathan Read,
 John Rutledge,
 John Cotton Smith,
 John Smith, *of New York*,
 Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 John Stanley,
 Joseph Stanton, Jr.
 John Stratton,
 John Taliaferro, Jr.
 Samuel Tenney,
 Samuel Thatcher,
 David Thomas,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Killian K. Van Rensselaer,
 Lemuel Williams,
 Thomas Wynns.

And then, the main question being taken, that the House do agree to the said resolution, as reported from the committee of the whole House,

It was resolved in the affirmative, { Yeas, 50,
 { Nays, 25.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
 John Archer,
 John Bacon,
 Theodorus Bailey,
 Richard Brent,
 Robert Brown,
 William Butler,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 John Condit,
 Richard Cutts,
 John Dawson,
 William Dickson,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,
 Edwin Gray,
 Andrew Gregg,
 John A. Hanna,
 Joseph Heister,
 William Helms,
 William Hoge,
 James Holland,
 David Holmes,

George Jackson,
 Michael Leib,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 Anthony New,
 Thomas Newton, Jr.
 Joseph H. Nicholson,
 John Randolph, Jr.
 John Smilie,
 John Smith, *of New York*,
 Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 Joseph Stanton, Jr.
 John Taliaferro, Jr.
 David Thomas,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Thomas Wynns.

Those who voted in the negative, are,

Thomas Boude,
 Samuel W. Dana,
 John Davenport,
 John Dennis,
 Calvin Goddard,
 Roger Griswold,
 Seth Hastings,

Joseph Hemphill,
 Archibald Henderson,
 Benjamin Huger,
 Samuel Hunt,
 Thomas Lowndes,
 Ebenezer Mattoon,
 Lewis R. Morris,

Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
John Stanley,

John Stratton,
Samuel Tenney,
Samuel Thatcher,
Killian K. Van Rensselaer,
Lemuel Williams.

On motion,

Resolved, That the injunction of secrecy upon the members of the House, so far as relates to the resolution last recited, and the proceedings of the House on the messages from the President of the United States, of the twenty-second and thirtieth ultimo, be taken off.

The Speaker laid before the House a letter from the Secretary of the Navy, inclosing information relative to the timber deposited in the Navy Yards of the United States, for the purpose of building ships of war, in pursuance of a resolution of this House, of the third instant; which was read, and ordered to lie on the table.

The several orders of the day were farther postponed until Monday next,
And then the House adjourned until Monday morning eleven o'clock.

MONDAY, JANUARY 10, 1803.

Another member, to wit: James A. Bayard, from Delaware, appeared, and took his seat in the House.

A new member to wit: Peter Early, returned to serve in this House, as a member from the State of Georgia, in the room of John Milledge, who hath resigned, appeared, and took his seat in the House; the oath to support the constitution of the United States being first administered to him by Mr. Speaker, according to law.

A petition of Joseph Pool, and others, whose names are thereunto subscribed, manufacturers of combs in the city of Baltimore, and State of Maryland, was presented to the House and read, praying that a law may pass to permit the importation of ivory and tortoise shell free from duty, and that an additional duty may be laid on combs imported from foreign countries, or such other encouragement given to the manufacture of that article within the United States, as to the wisdom of Congress shall seem meet.

Also, a petition of Hezekiah Prince, and others, whose names are thereunto subscribed, masters or owners of vessels within the United States, praying that a light-house may be established on White Head, at the entrance of Penobscot bay, in the State of Massachusetts, for the convenience and benefit of the petitioners, and others trading to or from the said bay of Penobscot.

Ordered, That the said petitions be referred to the Committee of Commerce and Manufactures.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourth instant, the petition of Robert Peter Branu, made a report thereon; which was read and considered: Whereupon,

Resolved, That the prayer of the petition ought not to be granted, and that the petitioner have leave to withdraw his said petition, with the papers accompanying the same.

Ordered, That the petition of George Mason, of the State of South Carolina, presented on the twenty-eighth day of January last, be referred to the Committee of Claims.

A memorial of Samuel Blodget, late Supervisor of the city of Washington, was presented to the House and read, praying that Congress will adopt such measures as they in their wisdom may deem proper, for establishing a National University within and for the United States; also, for erecting an appropriate and characteristic equestrian statue of the late General George Washington.

Ordered, That the said memorial be referred to Mr. Van Ness, Mr. Taliaferro, Mr. Hill, Mr. Elmendorf, and Mr. Cutler, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Mitchill, from the committee appointed on the seventeenth ultimo, to whom was referred so much of the message of the President of the United States as relates to navy yards, and the building of docks, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled "An act to carry into effect several resolutions of Congress, for erecting monuments to the memories of the late Generals Wooster, Harkemer, Davidson, and Scriven," to which they desire the concurrence of this House: And then he withdrew.

The said bill was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee appointed the fourth instant, to prepare and bring in a bill for erecting a monument to the memory of General Harkemer, pursuant to a resolution of Congress, passed the fourth day of October, one thousand seven hundred and seventy-seven.

A petition of Richard Baker and others, whose names are thereunto subscribed, inhabitants of Fauquier County, in the State of Virginia, was presented to the House and read, praying that a post road may be established from Fredericksburg, by the way of Fauquier Court House, to Paris, a small town situate at the foot of the Blue Ridge, on the Winchester road; also, an alteration for the convenience and benefit of the petitioners, of a post road established by an act of the last session of Congress; and that post offices may be established at Elk Run Church, Fauquier Court House, Salem, and Paris, within the said State.

Ordered, That so much of said petition as relates to the establishment and alteration of post roads, be referred to the committee appointed on the fourteenth ultimo, to inquire whether any, and, if any, what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States.

Mr. Randolph, from the Committee of Ways and Means, to whom was referred, on the fifth instant, the petition of Hugh Alexander and others, inhabitants of the State of Kentucky, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to morrow.

Sundry motions being made and seconded, that the House do come to the following resolutions, respectively, to wit:

Resolved, That a monument be erected to the memory of Major General Joseph Warren, who was slain on Bunker's Hill, on the seventeenth day of June, one thousand seyen hundred and seventy-five; and that the sum of — be appropriated therefor.

Resolved, That a monument be erected to the memory of General Hugh Mercer, who was slain at Princeton, on the third day of January, one thousand seven hundred and seventy-seven; and that the sum of — dollars be appropriated to that purpose.

Resolved, That a monument be erected to the memory of General Francis Nash, who was slain at the battle of Germantown; and that the sum of — dollars be appropriated for that purpose.

Resolved, That a monument be erected to the memory of General Richard Butler, who was killed gallantly fighting in an action with the Indians, on the fourth day of November, one thousand seven hundred and ninety-one; and that — dollars be appropriated for that purpose.

Resolved, That a monument be erected to the memory of General Nathaniel Wood-hull, who commanded the militia on Long Island, in the year one thousand seven hundred and seventy-six, and was then taken prisoner, and most cruelly put to death by the enemy; and that — dollars be appropriated for that purpose.

Resolved, That a monument be erected to commemorate the virtuous and patriotic conduct of John Paulding, David Williams, and Isaac Van Wert, who, on the twenty-third day of September, one thousand seven hundred and eighty, intercepted Major John Andre, Adjutant General of the British army, returning from the American lines in the character of a spy; and that the sum of — dollars be appropriated for that purpose.

Ordered, That the said motions, severally, be referred to the committee to whom was this day committed the bill sent from the Senate, entitled "An act to carry into effect several resolutions of Congress, for erecting monuments to the memories of the late Generals Wooster, Harkemer, Davidson, and Scriven."

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee to whom was referred, on the fourteenth ultimo, the memorial of Thomas Herty; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their disagreement to the same; which he delivered in at the Clerk's table.

The House proceeded to consider the said report: Whereupon,

The resolution submitted by the select committee, to which the Committee of the whole House reported their disagreement, being twice read at the Clerk's table, in the words following, to wit:

Resolved, That the Secretary for the Department of State shall be, and he is hereby, authorized and directed to purchase, for the use of the United States, — copies of Herty's digest of the laws of the United States, to be distributed in the same manner as the laws of the United States were directed to be distributed by the second section of

the act, entitled "An act for the more general promulgation of the laws of the United States."

The question was taken, that the House do concur with the Committee of the Whole House in their disagreement to the same,

And resolved in the affirmative.

A motion was then made and seconded, that the House do come to the following resolution :

Resolved, That the Clerk of the House of Representatives be, and he is hereby, directed to purchase, for the use of this House, out of the contingent fund, twelve copies of Herty's digest of the laws of the United States.

And, the question being put thereupon,

It was resolved in the affirmative.

On motion,

Resolved, That the Committee of Revisal and Unfinished Business be instructed to inquire and report to this House, the probable amount for which the houses and lots, at present occupied by the Mint in the City of Philadelphia, together with the personal property of that establishment, could be sold ; and, also, the probable expense of procuring more suitable ground, erecting the necessary buildings, and constructing the machinery for the establishment on the principle of having it worked by steam.

On motion,

Resolved, That the Committee of Commerce and Manufactures be directed to inquire into the expediency of erecting a port of entry at or near the mouth of Black river, on Lake Ontario.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the seventeenth ultimo, so much of the message of the President of the United States as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject, made a report ; which was read, and ordered to be referred to a Committee of the Whole House on Friday next.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, JANUARY 11, 1803.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the Senate, and of the House of Representatives :

I transmit you a report received from the Director of the Mint, on the subject of that institution.

TH. JEFFERSON.

JANUARY 11th, 1803.

The said message was read, and, together with the report referred to therein, ordered to be referred to the Committee of the Whole House to whom was committed, on the seventeenth ultimo, a motion for a repeal of so much of the acts, the one entitled "An act establishing a Mint, and regulating the coins of the United States ;" the other entitled "An act, supplementary to the 'Act establishing a Mint, and regulating the coins of the United States,' as relates to the establishment of a Mint.

The Speaker laid before the House a letter addressed to him from Thomas Martin, late Major of the First United States Regiment, stating his claim to the pay and emoluments of a Captain in the Continental Army after the capitulation at Yorktown, in Virginia, to the conclusion of the Revolutionary war with Great Britain ; that he has received the compensation of a Lieutenant only for his services during that period ; and requesting, for the reasons therein specified, that Congress will be pleased take the premises into consideration, and grant such relief as to their wisdom may seem meet.

Ordered, That the said letter, with a document accompanying it, be referred to the Committee of Claims.

A petition of John Goldsborough, junior, and others, whose names are thereunto subscribed, inhabitants of Talbot County, in the State of Maryland, was presented to the House and read, praying the establishment of a port of entry and delivery at Easton ; and that the port of entry and delivery heretofore established at the town of Oxford, in the said State, may be abolished.

Also, a petition of John Bean and others, whose names are thereunto subscribed, pilots of vessels from the Capes of Virginia to the District of Columbia, praying that such regulations may be adopted with respect to the compensation, duties, and mode

of licensing pilots, in the practice of piloting vessels to the District of Columbia, aforesaid, as to the wisdom of Congress shall seem meet.

Also, a petition of sundry merchants and ship owners, residing within the District of Columbia, and of sundry other pilots of vessels from the Capes of Virginia to the said District, whose names are thereunto subscribed, to the like effect.

Ordered, That the said petitions be referred to the Committee of Commerce and Manufactures.

Mr. John Cotton Smith, from the Committee of Claims, to whom were referred, on the twentieth ultimo, the petitions of Albin Gordon, of William Burrit, and of Alexander M'Nish, made a report thereon; which was read and considered: Whereupon,

Resolved, That the prayer of the said petitioners, respectively, ought not to be granted.

Mr. Bacon, from the Committee of Elections, who were instructed by a resolution of the House of the twenty-ninth ultimo, "to inquire whether John P. Van Ness, one of the members of this House from the State of New York, returned by said State to serve as one of its members in the Seventh Congress of the United States, has not, since his election as a member of this House, and since he occupied a seat as a member, accepted of, and exercised the office of a Major of Militia under the authority of the United States, within the Territory of Columbia, and thereby forfeited his right to a seat as a member of this House," made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Monday next.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the twenty-eighth ultimo, the petition of Thomas Stagg, junior, and Thomas Snell, presented the twenty-ninth of December, one thousand eight hundred and one, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petition of the said Thomas Stagg, junior, and Thomas Snell, ought not to be granted; and that the petitioners have leave to withdraw their petition, and the papers accompanying the same.

Mr. Nicholson, from the committee to whom was recommitted, on the fourth instant, the bill for the relief of insolvent debtors within the District of Columbia, reported an amendatory bill; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

A petition of Seth Chapin, a Lieutenant in the Continental Army during the Revolutionary war with Great Britain, was presented to the House and read, praying compensation for services assigned to, and performed by the petitioner, in observing the movements and stations of the enemy on Rhode Island, some time in the year one thousand seven hundred and seventy-nine.

Ordered, That the said petition be referred to the Committee of Claims.

On a motion made and seconded that the House do now, according to the standing order of the day, resolve itself into a Committee of the Whole House on the state of the Union,

The question was taken thereupon,

And passed in the negative, { Yeas, 38,
Nays, 52.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

John Archer,
John Bacon,
James A. Bayard,
Phanuel Bishop,
John Campbell,
Thomas Claiborne,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Joseph Hemphill;
Archibald Henderson,

William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoor,
Lewis R. Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
John Stanley,
John Stratton,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,

George B. Upham,
Joseph B. Varnum,
Killian K. Van Rensselaer,

Those who voted in the negative, are,

Willis Alston,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
George Jackson,

Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Michael Leib,
David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
Israel Smith,
John Smith, of N. Y.
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton, jun.
John Stewart,
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
John P. Van Ness,
Isaac Van Horne,
Thomas Wynns.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled "An act making a partial appropriation for the Naval service, during the year one thousand eight hundred and three :" The Senate have also passed the bill, entitled "An act for the relief of Charles Hyde," with an amendment, to which they desire the concurrence of this House : The Senate have appointed Mr. Plumer, of the Joint Committee for Enrolled Bills, on their part. And then he withdrew.

Ordered, That the Committee of the Whole House, on the State of the Union, to whom was referred, on the fifth instant, a motion respecting official information of the cession of Louisiana to France, be discharged from the consideration thereof ; and that the said motion do lie on the table.

On motion,

Ordered, That the committee appointed on the thirty-first ultimo, to whom was referred a petition of sundry inhabitants of the City of Washington, and of Georgetown, in the District of Columbia, have leave to report thereon, by way of bill or bills, or otherwise.

The House proceeded to consider the amendment proposed by the Senate, to the bill, entitled "An act for the relief of Charles Hyde :" Whereupon,

Resolved, That this House doth agree to the said amendment.

Ordered, The Clerk of this House do acquaint the Senate therewith.

On motion,

Resolved, That Mr. Cutts and Mr. Abraham Trigg, be appointed of the Joint Committee for enrolled bills, on the part of this House.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On a motion made and seconded,

The House proceeded to consider a motion of the fifth instant, respecting the cession of Louisiana to France, which lay on the table ; and the same being twice read, in the words following, to wit :

Resolved, That the President of the United States be requested to direct the proper officer to lay before this House copies of such official documents as have been received by this Government, announcing the cession of Louisiana to France, together with a report, explaining the stipulations, circumstances, and conditions, under which that province is to be delivered up, unless such documents and report will, in the opinion of

the President, divulge to the House particular transactions not proper, at this time, to be communicated.

The question was taken, that the House do agree to the same,

And passed in the negative, { Yeas 35,
Nays 51.

The yeas and nays being demanded by one fifth of the members present,
Those who voted in the affirmative, are,

James A. Bayard,
Phanuel Bishop,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
Benjam Huger,
Samuel Hunt,
Thomas Lowndes,

Ebenezer Mattoon,
Lewis R. Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
John Stanley,
John Stratton,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upbam,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Those who voted in the negative, are,

Willis Alston,
John Bacon,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Peter Early
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
George Jackson,

Michael Leib,
David Meriwether,
Thomas Moore,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of N. Y.
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton, jun.
John Stewart,
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
John P. Van Ness,
Joseph B. Varnum,
Isaac Van Horne,
Thomas Wynns.

The several orders of the day were farther postponed until to-morrow.
And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, JANUARY 12, 1803.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported, that the committee had examined two enrolled bills, to wit:

"An act making a partial appropriation for the Naval service, during the year one thousand eight hundred and three," and

"An act for the relief of Charles Hyde ;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-eighth ultimo, the petition of Samuel Frazer, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petition of the said Samuel Frazer ought not to be granted.

Mr. Moore, from the committee to whom was referred, on the fourth instant, the petition of Matthew Patterson and others, inhabitants and settlers on French Broad river made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petition ought not to be granted.

On motion,

Ordered, That the said Matthew Patterson and others have leave to withdraw their petition.

A petition of Joseph Pannell and others, whose names are thereunto subscribed, inhabitants of the Mississippi territory of the United States, was presented to the House and read, praying that the tracts or portions of land which they have located, and made actual settlements thereon, subsequent to the twenty-seventh day of October, one thousand seven hundred and ninety-five, may be confirmed to the petitioners, in as full and ample manner as grants have been made by the Government of the United States, to actual settlers of lands in the said territory, prior to the period aforesaid.

Ordered, That the said petition be referred to the Commissioners appointed under the "Act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi territory," with instruction that they do examine the same, and report their opinion thereupon to the House.

A petition of Francis L. Slaughter was presented to the House and read, praying to be placed on the list of pensioners, in consideration of a wound received whilst a soldier in Colonel White's regiment of cavalry, during the Revolutionary war with Great Britain, which has rendered him incapable of obtaining a livelihood by labor; or that such other relief may be granted him, as to the wisdom of Congress shall seem meet.

Also, the petition of Abraham Stout, of the State of Kentucky, a lieutenant of infantry in the Continental Army, and of Samuel Kikendall, a captain of the New Jersey militia, in the actual service of the United States, during the Revolutionary war with Great Britain, to the same effect.

Ordered, That the said petitions be referred to the Committee of Claims.

A memorial of Tobias Lear, late commercial agent of the United States, in the island of Saint Domingo, was presented to the House, and read, praying compensation for services rendered, and the loss of property, sustained by the memorialist at Cape Francois, whilst acting in the capacity aforesaid.

Ordered, That the said memorial be referred to the Secretary of State, with instruction to examine the same, and report his opinion thereupon to the House.

A petition of Josiah Cox and Elias Thomas, of the town of Portland, in the State of Massachusetts, merchants, was presented to the House, and read, praying that the duties paid on a certain quantity of sugar, imported by the petitioners, from the Havanna, into the port of Portland and Falmouth, some time in the month of December, one thousand eight hundred and one, may be refunded to them, in consideration of the said sugar having been intended for exportation to a port without the limits of the United States, and shipped for that purpose, to the port of Boston, in the said State, some time in the month of January, one thousand eight hundred and two, where a considerable part of the said sugar, together with the store-house in which it was deposited, were consumed by fire, before the consignees of the petitioners could export the said sugar, and obtain a drawback of the duties thereon.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled, "An act making appropriations for the military establishment of the United States, in the year, one thousand eight hundred and three," with several amendments, to which they desire the concurrence of this House: And then he withdrew.

On motion,

Resolved, That a committee be appointed to inquire whether any, and what, provisions ought to be made, by law, for allowing pensions to persons who do, at this time, labor under disabilities in consequence of known wounds received in the actual service,

of the United States, and who have not heretofore been provided for ; and that the committee report by bill or otherwise.

Ordered, That Mr. Helms, Mr. Lewis R. Morris, Mr. Claiborne, Mr. Mattoon, Mr. Bailey, Mr. Groue, and Mr. Hanna, be appointed a committee, pursuant to the said resolution.

On motion, made and seconded, that the House do come to the following resolution :

Resolved, That a committee be appointed to inquire into the expediency of altering so much of the ordinance of the thirteenth of July, one thousand seven hundred and eighty-seven, (made for the government of the territory north-west of the river Ohio, and by an act of Congress passed on the seventh day of April, one thousand seven hundred and ninety-eight, extended to the Mississippi Territory) as provides for the establishment of a Court of Justice, and the appointment of Judges by the Government of the United States, within the Mississippi Territory.

Ordered, That the said motion be referred to a committee of the whole House to-morrow.

Mr. Varnum, one of the members from the State of Massachusetts, presented a letter inclosed to him, and addressed to the Speaker, from John Avery, Secretary of the said State, accompanying a sett of maps, transmitted by direction of the Legislature of Massachusetts, for the use of this House ; which was read, and ordered to lie on the table.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three ;" Whereupon,

Ordered, That the said amendments be committed to a committee of the whole House, to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House on the report of the Committee of Ways and Means, to whom was referred, on the fifth instant, the petition Hugh Alexander, and others, inhabitants of the State of Kentucky ; and, after same time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported, that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the same.

The House proceeded to consider the said report at the Clerk's table : Whereupon,

The resolution submitted by the Committee of Ways and Means, to which the committee of the whole House reported their agreement, being twice read, in the words following, to wit :

Resolved, That the prayer of the petition of Hugh Alexander, and others, presented to this House on the fifth instant, is reasonable, and ought to be granted.

The question was taken, that the House do concur with the committee of the whole House, in their agreement to the same.

And resolved in the affirmative.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that the Committee of Ways and Means do prepare and bring in the same.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report of the Committee of Commerce and Manufactures, of the sixth instant, to whom was referred the memorial of Henry Messonnier, presented the third of February last, and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported, that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the same.

The House proceeded to consider the said report at the Clerk's table : Whereupon,

The resolution submitted by the Committee of Commerce and Manufactures, to which the committee of the whole House reported their agreement, being twice read, in the words following, to wit :

Resolved, That there be paid to Henry Messonnier, from any money in the Treasury, not otherwise appropriated by law, the sum of six hundred and fifty five dollars, and ninety cents, being the amount of duties paid by him on fourteen hogsheads of coffee, imported in the ship Pacareau, captain Latour, and entered at the port of Baltimore, on the eighteenth day of February, one thousand seven hundred and ninety-four, which sum had also been paid on the same fourteen hogsheads of coffee, by Champaign and Deyme.

The question was taken, that the House do concur with the committee of the whole House, in their agreement to the same.

And resolved in the affirmative.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that the Committee of Commerce and Manufactures do prepare and bring in the same.

On motion,

Resolved, That the Speaker be requested to acknowledge the acceptance of a set of maps of the Commonwealth of Massachusetts, which the Secretary of that Commonwealth, by direction of the Legislature thereof, has transmitted for the use of this House.

The several orders of the day were farther postponed until to-morrow,
And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, JANUARY 13, 1803.

Another member, to wit: William Jones, from Pennsylvania, appeared, and took his seat in the House.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill for the relief of Henry Messonnier; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Ordered, That the committee to whom was referred, on the seventeenth ultimo, so much of the President's message as relates "to providing for the return of American seamen discharged in foreign ports, and left abroad," have leave to report thereon, by bill or bills, or otherwise.

Ordered, That the petition of Jonathan Snowden, presented on the ninth of February, together with a report of the Committee of Claims thereon, made the fifth of March last, be referred to the Committee of Claims.

On motion,

Resolved, That the Committee of Ways and Means be directed to inquire into the expediency of prolonging the terms of payment on bonds due by such merchants who may have been sufferers in the late fire at Portsmouth, in New Hampshire.

Mr. Dennis, from the committee appointed on the thirty-first ultimo, to whom was referred a petition of sundry inhabitants of the city of Washington and of Georgetown, in the District of Columbia, presented, according to an order of the eleventh instant, a bill for incorporating an Insurance Company in the city of Washington; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House on Monday next.

A memorial of sundry traders, pilots, builders, and others, concerned in navigation in the district of Nanjemoy, and State of Maryland, whose names are thereunto subscribed, was presented to the House and read, praying that the office of the collector of the customs may be removed from Nanjemoy creek to St. Mary's river, or the neighborhood thereof, for the convenience and benefit of the memorialists, and others, trading to and from the said district.

Ordered, That the said memorial be referred to the Committee of Commerce and Manufactures.

A petition of Timothy Brewster, of the county of Middlesex, in the State of New Jersey, was presented to the House and read, praying compensation for the value of a quantity of hay, coal, nail-rods, and iron, the property of the petitioner, furnished for the use of a detachment of militia in the actual service of the United States, some time in the year one thousand seven hundred and seventy-seven.

Also, a memorial of the Mayor and Commonalty of the town of Alexandria, in the District of Columbia, praying a reimbursement from the Treasury of the United States, of the sum of one thousand and seventeen dollars, and sixty-eight cents, expended by the said Mayor and Commonalty in causing a law of the State of Virginia, relating to the performance of quarantine, to be executed during a part of the last Summer, at and within the said town of Alexandria; also, that Congress will be pleased to pass a law on the subject of quarantine, for the District of Columbia.

Ordered, That the said petition and memorial be referred to the Committee of Claims.

A petition of Hildebrand Oakes Hebert, an alien, and a subject of George the Third, King of the United Kingdoms of Great Britain and Ireland, now residing in the city of Philadelphia, and State of Pennsylvania, was presented to the House and read, praying that he may be permitted to obtain a patent from the Government of the United States of America for the invention of a new way and method of constructing and making a vapour bath, or vessel, of different sizes and shapes, and by uniting thereto, and using

therewith, a certain mathematical instrument or machine, called an air pump, or exhauster, for curing, healing, and relieving persons afflicted with gout, putrid, and inflammatory sores, and fevers, of various kinds, to which the human body may be subjected.

Ordered, That the said petition be referred to the committee appointed on the thirtieth ultimo, to inquire into the expediency of revising and amending the several acts concerning patents and copy-rights; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Randolph, from the Committee of Ways and Means, presented, according to order, a bill for the relief of Hugh Alexander, and others; which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the amendments proposed by the Senate to the bill, entitled "An act making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported, that the committee had, according to order, had the said amendments under consideration, and made some progress therein.

On the question, that the committee of the whole House have leave to sit again on the subject-matter of the said amendments,

It passed in the negative.

Ordered, That the committee of the whole House be discharged from the farther consideration thereof; and that the said amendments of the Senate be re-committed to the Committee of Ways and Means.

Mr. Newton, from the committee to whom was referred, on the third instant, the petition of Josiah Fox, and others, inhabitants of the towns of Norfolk and Portsmouth, in the State of Virginia; and who were also instructed by a resolution of this House, of the same day, to consider and report on the expediency of repealing an act, entitled "An act to establish an uniform system of bankruptcy throughout the United States," made a report; which was read, and ordered to be committed to a committee of the whole House on Monday the thirty-first instant.

The several orders of the day were farther postponed until to-morrow,

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, JANUARY 14, 1803.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, two enrolled bills, to wit:

"An act making a partial appropriation for the naval service, during the year one thousand eight hundred and three;" and

"An act for the relief of Charles Hyde."

Ordered, That the committee to whom was referred, on the twenty-first ultimo, a memorial of the first and second branches of the City Council of Washington, in the District of Columbia, have leave to report thereon, by bill or bills, or otherwise.

Mr. Van Ness, from the committee last mentioned, presented, according to order, a bill additional to, and amendatory of an act, entitled "An act to incorporate the inhabitants of the city of Washington, in the District of Columbia," passed the third day of May, one thousand eight hundred and two; which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House on Tuesday next.

Ordered, That the committee to whom was referred, on the fifth instant, a petition of sundry inhabitants of the city and county of Washington, in the District of Columbia, have leave to report thereon, by bill or bills, or otherwise.

Mr. Van Ness, from the committee last mentioned, presented, according to order, a bill to lay out and open a new public road in the county of Washington, in the District of Columbia; which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House on Tuesday next.

On a motion made and seconded, that the House do come to the following resolution :

Resolved, That a monument be erected in commemoration of the patriotism, valor, and good conduct of Major General Horatio Gates, who, in the late Revolutionary War, commanded the American forces that captured General Burgoyne and the British army under his command, at Saratoga, in the State of New York.

Ordered, That the said motion be referred to the committee to whom was committed, on the tenth instant, the bill sent from the Senate, entitled "An act to carry into effect several resolutions of Congress for erecting monuments to the memories of the late Generals Wooster, Harkemer, Davidson, and Scriven."

Ordered, That the petition of John Minor, of the State of North Carolina, brother and administrator of Reuben Minor, deceased, and the documents accompanying the same, be referred to the Committee of Claims.

On motion,

Resolved, That the committee appointed to inquire into the expediency of making provision, by law, for the relief of persons who are disabled by wounds received in the service of the United States, be also instructed to inquire into the expediency of extending the time for the settlement of claims for services rendered, and supplies furnished during the Revolutionary war.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying, that the President did, this day, approve and sign two acts which originated in this House, to wit :

"An act making a partial appropriation for the naval service, during the year one thousand eight hundred and three," ; and

"An act for the relief of Charles Hyde."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A memorial of John Patrick, a citizen of the United States, residing in the city and State of New York, was presented to the House and read, praying to be exonerated from the payment of the tonnage duties on foreign vessels, in the case of the ship Eugenia, the property of the memorialist, for the reasons therein specified.

Ordered, That the said memorial be referred to the Committee of Commerce and Manufactures.

The House, according to the order of the day, resolved itself into a committee of the whole House, on a motion of the twenty first ultimo, relative to the importation, by any of the States, of pieces of ordnance, fire or side arms, free of duty, for the use of their militia, respectively; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported, that the committee had, according to order, had the said motion under consideration, and made some progress therein.

Resolved, That this House will, on Monday next, again resolve itself into a committee of the whole House, on the said motion.

Mr. Randolph, from the Committee of Ways and Means, who were directed by a resolution of this House of the thirteenth instant, "to inquire into the expediency of prolonging the terms of payment on bonds due by such merchants who may have been sufferers in the late fire at Portsmouth, in New Hampshire ;" made a report thereon, which was read, and considered : Whereupon,

Resolved, That the Committee of Ways and Means be directed to prepare and report a bill to authorize the Secretary of the Treasury to suspend, for a limited time, the collection of bonds due to the United States by merchants of Portsmouth, New-Hampshire, who have suffered by the late conflagration of that town.

Mr. Randolph, from the committee last mentioned, presented, according to order, a bill for the relief of the sufferers by fire in the town of Portsmouth, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, JANUARY 17, 1803.

Two other members, to wit : from Virginia, Samuel J. Cabell, and from North Carolina, Robert Williams, appeared and took their seats in the House.

The Speaker laid before the House a letter from the Secretary of the Treasury, accompanying a statement of goods, wares, and merchandise, exported from the United States, during one year prior to the first day of October, one thousand eight hundred and two ; which were read, and ordered to lie on the table.

A memorial of sundry inhabitants of the town of Wilmington, in the State of North Carolina, whose names are thereunto subscribed, was presented to the House and read, stating that a certain number of negroes or mulattoes, to whom emancipation has been granted by the executive authority of the French Government in the Island of Guadaloupe, has been recently landed at the said town of Wilmington; that, in the opinion of the memorialists, much danger to the peace and safety of the People of the Southern States of the Union in particular, is justly to be apprehended from the admission of persons of that description into the United States, from the West India Islands; and praying that Congress will be pleased to take the premises into consideration, and adopt such effectual measures for prevention thereof, as they in their wisdom may deem proper.

Ordered, That the said memorial be referred to Mr. Hill, Mr. Early, Mr. Huger, Mr. Randolph, and Mr. Campbell; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on a motion of the twenty-first ultimo, relative to the importation, by any of the States, of pieces of ordnance, fire or side arms, free of duty, for the use of their militia respectively; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said motion under consideration, and directed him to report to the House their disagreement to the same:

The House then proceeded to consider the said motion at the Clerk's table; and the resolution contained therein, being twice read in the words following to wit:

"Resolved, That any of the States importing pieces of ordnance, fire or side arms, for the use of their militia respectively, be permitted to receive the same free of duty."

The question was taken, that the House do concur with the Committee of the Whole House in their disagreement to the same,

And passed in the negative, { Yeas 44,
{ Nays 47.

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Phanuel Bishop,
Robert Brown,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,

George Jackson,
William Jones,
Michael Leib,
Ebenezer Mattoon,
Samuel L. Mitchill,
James Mott,
Thomas Newton, Jun.
John Randolph, Jun.
John Smilie,
Israel Smith,
John Smith, of New York,
Josiah Smith,
Samuel Smith.
Henry Southard,
Joseph Stanton, Jun.
John Stewart,
John Stratton,
Samuel Thatcher,
Philip R. Thompson,
Philip Van Cortlandt,
Isaac Van Horne,
Peleg Wadsworth.

Those who voted in the negative, are,

James A. Bayard,
Richard Brent,
William Butler,
John Campbell,
Thomas Claiborne,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,

John Dennis,
William Dickson,
Peter Early,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,

Archibald Henderson,
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
David Meriwether,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,

Richard Stanford,
John Stanley,
Samuel Tenney,
David Thomas,
Thomas Tillinghast,
Abram Trigg,
John Trigg,
George B. Upham,
John P. Van Ness,
Joseph B. Varnum,
Killian K. Van Rensselaer,
Lemuel Williams,
Henry Woods,
Thomas Wynns.

The said resolution being amended at the Clerk's table, to read as followeth :

Resolved, That any of the States importing pieces of brass ordnance, fire or side arms, for the use of their militia, respectively, be permitted to receive the same, free of duty, at any time within two years from the end of the present session of Congress.

The main question was put, that the House do agree to the said resolution so amended,

And resolved in the affirmative, the House being equally divided, to wit : yeas 45, nays 45.

And Mr. Speaker declaring himself with those who voted in the affirmative, The yeas and nays, as demanded by one-fifth of the members present, are as follow : Those who voted in the affirmative, are,

James A. Bayard,
Richard Brent,
William Butler,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
Peter Early,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
David Meriwether,

Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
Richard Stanford,
John Stanley,
Samuel Tenney,
David Thomas,
Thomas Tillinghast,
Abram Trigg,
John Trigg,
George B. Upham,
John P. Van Ness,
Killian K. Van Rensselaer,
Lemuel Williams,
Henry Woods,
Thomas Wynns.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Phanuel Bishop,
Robert Brown,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,

Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,

George Jackson,
 William Jones,
 Michael Leib,
 Ebenezer Mattoon,
 Samuel L. Mitchill,
 James Mott,
 Thomas Newton, jun.
 John Randolph, jun.
 John Smilie,
 Israel Smith,
 John Smith, of New York,
 Josiah Smith,

Samuel Smith,
 Henry Southard,
 Joseph Stanton, jun.
 John Stewart,
 John Stratton,
 Samuel Thatcher,
 Philip R. Thompson,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Peleg Wadsworth.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that Mr. Rutledge, Mr. Meriwether, and Mr. Holmes, do prepare and bring in the same.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Elections, of the 11th instant, who were instructed by a resolution of the House, of the 29th ultimo, "to inquire whether John P. Van Ness, one of the members of this House, from the State of New York, returned by said State to serve as one of its members in the Seventh Congress of the United States, has not, since his election as a member of this House, and since he occupied a seat as a member, accepted and exercised the office of a Major of Militia, under the authority of the United States, within the Territory of Columbia, and thereby forfeited his right to a seat as a member of this House ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the Committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the same.

The House then proceeded to consider the said report at the Clerk's table : Whereupon,

The resolution submitted by the Committee of Elections, to which the Committee of the Whole House reported their agreement, being twice read, in the words following, to wit :

Resolved, That John P. Van Ness, one of the members of this House, having accepted and exercised the office of Major of Militia, under the authority of the United States, within the Territory of Columbia, hath thereby forfeited his right to a seat as a member of this House :

The question was taken, that the House do concur with the Committee of the Whole House in their agreement to the same,

And unanimously resolved in the affirmative, every member present voting in the affirmative, to wit :

Willis Alston,
 John Archer,
 John Bacon,
 James A. Bayard,
 Phanuel Bishop,
 Richard Brent,
 Robert Brown,
 William Butler,
 Samuel J. Cabell,
 John Campbell,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 John Condit,
 Manasseh Cutler,
 Richard Cutts,
 John Davenport,
 Thomas T. Davis,
 John Dennis,
 William Dickson,
 Peter Early,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,

Abiel Foster,
 Calvin Goddard,
 Edwin Gray,
 Andrew Gregg,
 Roger Griswold,
 William Barry Grove,
 Seth Hastings,
 Daniel Heister,
 Joseph Heister,
 William Helms,
 Joseph Hemphill,
 Archibald Henderson,
 William H. Hill,
 William Hoge,
 James Holland,
 David Holmes,
 Benjamin Huger,
 Samuel Hunt,
 George Jackson,
 William Jones,
 Michael Leib,
 Ebenezer Mattoon,
 David Meriwether,
 Samuel L. Mitchill,

Thomas Moore,
 Lewis R. Morris,
 Thomas Morris,
 James Mott,
 Thomas Newton, jun.
 Joseph H. Nicholson,
 Elias Perkins,
 Thomas Plater,
 John Randolph, jun.
 Nathan Read,
 John Rutledge,
 John Smilie,
 Israel Smith,
 John Cotton Smith,
 John Smith, *of New York*,
 Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 John Stanley,

Joseph Stanton, jun.
 John Stewart,
 John Stratton,
 Samuel Tenney,
 Samuel Thatcher,
 David Thomas,
 Thomas Tillinghast,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 George B. Upham,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Killian K. Van Rensselaer,
 Peleg Wadsworth,
 Lemuel Williams,
 Robert Williams,
 Henry Woods,
 Thomas Wynns.

A petition of William Wilson, John Potts, and David Easton, citizens of the United States, was presented to the House and read, praying relief, in the case of the capture and condemnation of the brigantine named the Jessie, and her cargo, the property of the petitioners, by a French privateer, called the Sans Pareille ; which were sold at the city of Charleston, in the State of South Carolina, some time in the month of August, one thousand seven hundred and ninety-three, under the authority of the French Consul, then residing in the said State.

Ordered, That the said petition be referred to the Secretary of State, with instruction to examine the same, and report his opinion thereupon to the House.

Mr. Varnum, from the committee appointed on the seventh instant, "to consider whether any, and, if any, what, alterations are necessary in the Military Establishment of the United States, made a report thereon ; which was read, and ordered to be referred to a Committee of the Whole House on Thursday next.

A petition of Garret Abeel and others, whose names are thereunto subscribed, was presented to the House and read, praying that they may receive payment for their services respectively, as principal and assistant assessors for the tenth assessment District, in the third division of the State of New York, appointed under the "Act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States ;" which was entrusted to a certain Samuel Haight, one of the Commissioners appointed in virtue of the act aforesaid, for the use of the petitioners, but has not yet been received by them ; also, that they may be allowed such additional compensation on account of the length of time they have been kept out of the said payment for their services, as Congress, in their wisdom, may deem equitable and proper.

Ordered, That the said petition be referred to the Committee of Claims.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, JANUARY 18, 1803

A petition of Leonard Jarvis, of the State of Massachusetts, was presented to the House and read, praying that an overplus of payment by the petitioner, into the Treasury of the United States, as an Inspector of the Revenue, founded upon an error in the settlement of his account, in the capacity aforesaid, with the supervisor for the District of Massachusetts, may be refunded to him.

Also, a memorial of Moses White, praying the liquidation and settlement of a claim for his services as Aid-de-camp to Brigadier General Moses Hazen, and for expenses incurred by the memorialist on public account, whilst acting in the capacity aforesaid, during the Revolutionary war with Great Britain.

Also, a petition of John Berry, praying to be placed on the list of pensioners of the United States, in consideration of the dislocation of his thigh at the battle of Germantown, whilst a soldier in the thirteenth Virginia regiment on Continental establishment, during the Revolutionary war with Great Britain, which has rendered him incapable of obtaining a livelihood by labor.

Ordered, That the said petitions and memorial, together with the petition of John Skinner, of the State of North Carolina, presented on the twenty-fifth of January, one thousand eight hundred and two, and a report of the Committee of Claims thereon, of the eighth of March, in the same year, be referred to the Committee of Claims.

On motion,

Resolved, That the Committee of Commerce and Manufactures be directed to inquire whether any, and what, alterations are necessary in the acts for recording and registering of ships and vessels of the United States, and to report by bill or otherwise.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of Henry Messonnier; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the order of the day, resolved itself into a Committee of the Whole House on the amendatory bill for the relief of insolvent debtors within the District of Columbia, presented on the eleventh instant; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were severally twice read, amended, and agreed to by the House.

On motion,

Ordered, That the first section of the said bill be recommitted to a Committee of the Whole House to-day.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth:

Gentlemen of the Senate and House of Representatives:

I enclose a report of the Secretary of War, stating the trading houses established in the Indian Territories, the progress which has been made in the course of the last year, in settling and marking boundaries with the different tribes, the purchases of lands recently made from them, and the prospect of further progress in marking boundaries and in new extinctions of title in the year to come; for which, some appropriations of money will be wanting.

To this I have to add, that when the Indians ceded to us the Salt Springs on the Wabash, they expressed a hope that we would so employ them as to enable them to procure there the necessary supplies of salt. Indeed it would be the most proper and acceptable form in which the annuities could be paid which we propose to give them for the cession. These Springs might at the same time be rendered eminently serviceable to our Western inhabitants, by using them as the means of counteracting the monopolies of the supplies of salt, and reducing the price in that country to a just level. For these purposes a small appropriation would be necessary to meet the first expenses. After that, they should support themselves, and repay those advances. These Springs are said to possess the advantage of being accompanied with a bed of coal.

TH. JEFFERSON.

JANUARY 18, 1803.

The said message and the report of the Secretary of War referred to therein, were read, and ordered to be referred to the committee appointed the seventeenth ultimo, on so much of the President's message as relates to our concerns with the Indian tribes, and the establishment of a new settlement.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of the sufferers by fire in the town of Portsmouth; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time to-morrow.

Ordered, That the Committee of Commerce and Manufactures, to whom was referred, on the tenth ultimo, the petition of William Douglass, Bernard Douglass, and Robert Douglass, of the State of Massachusetts, be discharged from the consideration thereof; and that the petitioners have leave to withdraw their said petition, with the documents accompanying the same.

Mr Samuel Smith, from the Committee of Commerce and Manufactures, to whom were referred on the tenth ultimo, and twelfth instant, the petitions of John Hilary Baker, of the city of Philadelphia, and of Josiah Cox and Elias Thomas, of the State of Massachusetts, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petitions of the said John Hilary Baker, and of Josiah Cox, and Elias Thomas, ought not to be granted; and that the petitioners, respectively, have leave to withdraw their petitions, with the vouchers accompanying the same.

On motion,

Ordered, That Mr. Israel Smith be appointed of the committee to whom was referred, on the third instant, the petition of the Washington Building Company, in the room of Mr. Van Ness, whose seat in this House has become vacant; and that Mr. Plater and Mr. Butler, be added to the said committee.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the first section of the bill for the relief of insolvent debtors within the District of Columbia; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said first section under consideration, and made an amendment thereto; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

The said bill was then further amended at the Clerk's table, and, together with the amendments, ordered to be engrossed, and read the third time to-morrow.

The several orders of the day were farther postponed until to-morrow,
And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, JANUARY 19, 1803.

An engrossed bill for the relief of Henry Messonnier was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of Henry Messonnier."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of the sufferers by fire, in the town of Portsmouth, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of the sufferers by fire, in the town of Portsmouth."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of insolvent debtors within the District of Columbia was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of insolvent debtors within the District of Columbia."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A petition of sundry merchants, traders, and other inhabitants, of the town of Tiverton, in the district of Newport, and State of Rhode Island, whose names are thereunto subscribed, was presented to the House and read, praying that the said town of Tiverton may be established as a port of delivery, for the convenience and benefit of the petitioners and other inhabitants within the said district of Newport.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

A petition of William Moore, and others, whose names are thereunto subscribed, was presented to the House and read, praying relief, in the case of a judgment obtained and execution awarded thereon, against the petitioners, as securities for William Caruthers, for the amount of a balance due to the United States by the said Caruthers, as collector of the revenue on spirits distilled, and on stills, for the first division of the sixth survey of the district of Virginia.

Ordered, That the said petition be referred to the Committee of Claims.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth:

Gentlemen of the Senate and of the House of Representatives:

I now lay before Congress the annual account of the fund established for defraying the contingent charges of Government; a single article of one thousand four hundred

and forty dollars, paid for bringing home seventy-two seamen discharged in foreign ports from vessels sold abroad, is the only expenditure from that fund, leaving an unexpended balance of eighteen thousand five hundred and sixty dollars in the Treasury.

TH. JEFFERSON.

JANUARY 19, 1803.

The said message was read, and, together with the documents accompanying it, ordered to lie on the table.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the sixth instant, the petition of Francis Mentges, made a report thereon; which was read: Whereupon,

Ordered, That the consideration of the said report be postponed until Monday next.

Mr. Rutledge, from the committee appointed on the seventeenth instant, presented, according to order, a bill for the importation of ordnance, arms, &c.; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That a committee be appointed to inquire into the expediency of extinguishing the claims of the United States for certain balances reported to be due from several of the States, to the United States, by the commissioners appointed to settle the accounts of the individual States with the United States; and that the said committee have power to report by bill, or otherwise:

The question was taken, that the House do now proceed to take the said motion into consideration,

And passed in the negative.

Mr. Mitchill, from the committee appointed on the thirtieth ultimo, presented, according to order, a bill for the encouragement of learning, and for the promotion of useful arts; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee, of the tenth instant, to whom was referred so much of the message from the President of the United States, of the fifteenth ultimo, as relates to navy yards and the building of docks; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said report.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for incorporating an insurance company in the city of Washington; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendments, do lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, JANUARY 20, 1803.

On motion,

Resolved, That a committee be appointed to inquire whether any, and, if any, what, alterations are necessary in the law, entitled "An act to amend the judicial system of the United States," and to report thereon by bill, or otherwise.

Ordered, That Mr. Brent, Mr. Perkins, and Mr. Jones, be appointed a committee, pursuant to the said resolution.

Ordered, That the petition of Samuel Corp, presented the twenty-third of March, one thousand eight hundred and two, with a report of the Committee of Commerce and Manufactures thereon, of the sixteenth ultimo, be re-committed to the Committee of Commerce and Manufactures; and that sundry vouchers, this day presented, in support of the claim of the petitioner, be referred to the said committee.

Mr. Van Cortlandt, from the committee to whom was referred, on the third instant, the memorial of Daniel Lewis, of the State of New York, made a report thereon ; which was read and considered : Whereupon,

Resolved, That the prayer of the said memorial ought not to be granted ; and that the memorialist have leave to withdraw his memorial, with the documents accompanying the same.

The House proceeded to consider the amendments reported yesterday, from the Committee of the Whole House, to the bill for incorporating an insurance company in the city of Washington ; and the said amendments being, severally, twice read at the Clerk's table, were, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

Mr. Brent, from the committee to whom was referred, on the twenty-first ultimo, a petition of sundry inhabitants of the county of Alexandria, in the Territory of Columbia, made a report thereon ; which was read and considered : Whereupon,

Resolved, That, whensoever the Legislature of Virginia shall pass a law authorizing the incorporated society of that State, known by the name of the " Mutual Insurance Society, on buildings in Virginia, against accidents by fire," to extend their insurances on buildings in the county of Alexandria, agreeably to the same laws, rules, and regulations by which the said society is governed in their insurances in that State, from thenceforth, it shall be lawful for the said society to have the same right and mode of recovering in the courts of the county of Alexandria against any inhabitant thereof, so insuring with the said society his building in the said county against accidents by fire, which might be had against him, if the person so insuring was a citizen, and the buildings so insured situated in the State of Virginia.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that Mr. Brent, Mr. Van Horne, and Mr. Tallmidge, do prepare and bring in the same.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the report of the committee, of the tenth instant, to whom was referred so much of the message from the President of the United States, of the fifteenth ultimo, as relates " to navy yards, and the building of docks ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said report under consideration, and amended and agreed to the first resolution, and made a farther progress in the second resolution contained in the report of the select committee to them referred ; which he delivered in at the Clerk's table.

The House then proceeded to consider the said report at the Clerk's table : Whereupon,

The first resolution submitted by the select committee, as amended by the Committee of the Whole House, being twice read, was, on the question put thereupon, agreed to by the House, as followeth :

Resolved, That, for securing from waste and loss the timber and other public property on the different navy yards, and towards improving the same for the greater despatch of business, the Secretary of the Navy, under the direction of the President of the United States, shall cause the requisite buildings and sheds to be erected, and other needful repairs and improvements to be made ; and that, for accomplishing the same, fifty thousand dollars are hereby appropriated, to be paid out of any moneys in the Treasury, not otherwise appropriated.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that Mr. Mitchill, Mr. Rutledge, Mr. Hanna, Mr. Wadsworth, and Mr. Mott, do prepare and bring in the same.

The residue of the said report, contained in the second resolution submitted by the select committee, in which the Committee of the Whole House made a farther progress, was then twice read, in the words following, to wit :

Resolved, That, for preventing rottenness and decay in the ships of the Navy, the President of the United States be, and hereby is, authorized to cause a dry dock, with convenient canals, locks, machinery, and water courses, to be constructed at or near the public Navy Yard, in the city of Washington, which dock shall be capable of containing twelve frigates, or ships of war, and of preserving them dry and safely sheltered from sunshine and rain ; and that, for carrying the same into effect, —— dollars be, and the same hereby are, appropriated, to be paid out of any moneys in the Treasury, notwithstanding otherwise appropriated.

On the question, that the Committee of the Whole House have leave to sit again on the said residue of the report,

It passed in the negative.

On motion,

Resolved, That a committee be appointed to inquire into the usefulness and propriety of constructing a dock or docks at either of the public navy yards, or elsewhere, within the United States, for the building and repair of ships of war.

Ordered, That Mr. Mitchill, Mr. Rutledge, Mr. Hanna, Mr. Wadsworth, and Mr. Mott, be appointed a committee, pursuant to the said resolution.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the fourteenth ultimo, the petition of William Ray and John Follawell, presented on the twentieth of January, one thousand eight hundred and one, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Monday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of Hugh Alexander, and others; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Nicholson reported that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

Mr. Randolph, from the Committee of Ways and Means, to whom were re-committed, on the thirteenth instant, the amendments proposed by the Senate to the bill, entitled "An act making appropriations for the Military Establishment of the United States, in the year one thousand eight hundred and three," made a report thereon; which was read and considered: Whereupon,

Resolved, That this House doth concur with the Committee of Ways and Means in so much of their report as relates to an agreement to the amendments of the Senate, with an amendment to the second amendment.

Ordered, That the residue of the said report be referred to a Committee of the Whole House immediately.

The House, accordingly, resolved itself into a Committee of the Whole House thereon; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said residue of the report under consideration, and come to a resolution thereupon; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

Resolved, That it is expedient to authorize the Adjutant and Inspector, and Paymaster of the Army, to frank, and to receive, free of postage, all letters and packages on public service, to and from their respective offices.

Ordered, That the said resolution be referred to the committee appointed on the fourteenth ultimo, "to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States."

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, JANUARY 21, 1808.

An engrossed bill for incorporating an Insurance Company in the city of Washington was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for incorporating an Insurance Company in the city of Washington."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A petition of Jacob Gideon, of the city of Philadelphia, in the State of Pennsylvania, was presented to the House and read, praying that he may receive a moiety of the forfeiture incurred by Messieurs Priestman and Austin, on account of their landing, without a permit, sundry silver watches imported into the port of Philadelphia, and omitting to pay, or secure the payment of the duties thereon, according to law; the information of which was given by the petitioner, some time in the year one thousand seven hundred and ninety-seven, to the Collector of the said port.

Also, a memorial of John Dove, and others, whose names are thereunto subscribed, American masters of vessels, praying that effectual measures may be adopted for enabling them to obtain their arrearages of pay unjustly withheld by their respective owners; and that the same relief may be extended to the memorialists, as hath been granted by a late law of Congress to the mates and seamen of American vessels employed in the merchants' service.

Ordered, That the said petition and memorial be referred to the Committee of Commerce and Manufactures.

Ordered, That the petition of Isidore Stouf, presented the fifteenth of March last, be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill additional to, and amendatory of, an act, entitled "An act to incorporate the inhabitants of the city of Washington, in the District of Columbia;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table.

Ordered, That the consideration of the said amendments be postponed until Monday next.

An engraved bill for the relief of Hugh Alexander and others was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for the relief of Hugh Alexander and others."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion,

Resolved, That a committee be appointed to inquire into the expediency of continuing the Mint establishment at Philadelphia; and whether any, and what, alterations or improvements may be made in the said institution.

Ordered, That Mr. Dennis, Mr. Davenport, Mr. Dawson, Mr. Alston, and Mr. Bacon, be appointed a committee, pursuant to the said resolution.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee appointed on the seventh instant, to consider whether any, and, if any, what, alterations are necessary in the Military Establishment of the United States; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report under consideration, and made an amendment thereto; which he delivered in at the Clerk's table.

An adjournment was then called for: Whereupon,
The several orders of the day were farther postponed until Monday next.
And then the House adjourned until Monday morning eleven o'clock.

MONDAY, JANUARY 24, 1803.

A new member, to wit: Richard Winn, returned to serve in this House as a member from South Carolina, in the room of Thomas Sumpter, appointed a Senator of the United States, appeared, produced his credentials, and took his seat in the House, the oath to support the Constitution of the United States being first administered to him by Mr. Speaker, according to law.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-seventh ultimo, the petition of Adam Koch, of the State of Pennsylvania, made a report thereon; which was read and considered: Whereupon,

Resolved, That the prayer of the said petition ought not to be granted.

On motion,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire whether any, and, if any, what, alterations are necessary to be made by Congress in the existing regulations for granting clearances, certificates, and other documents, to American vessels sailing from the Mississippi, with the produce of the United States, in order to identify the growth and ensure the admission of any such produce and vessels into foreign ports, on the same terms as those sailing from the Atlantic ports of the United States with the produce thereof; and that they report by bill, or otherwise.

Ordered, That the petition of William Meetkerke, of the State of Pennsylvania, presented on the eighth of February last, be referred to the Committee of Claims.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That, inasmuch as the late territory of the United States Northwest of the river Ohio have, by virtue of an act of Congress passed on the first day of May, one thousand eight hundred and two, formed a Constitution and State Government, and have thereby, and by virtue of the act of Congress aforesaid, become a separate and independent State, by the name of "Ohio," that Paul Fearing, a member of this House, who was elected by the late Territorial Government of the territory Northwest of the river Ohio, is no longer entitled to a seat in this House:

Ordered, That the said motion be referred to the Committee of Elections ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A memorial of the Chamber of Commerce of the city of New York was presented to the House and read, praying that such acts or parts of acts heretofore passed by Congress as make a discrimination between American and foreign duties on imports and tonnage, may not be repealed, for the reasons therein specified.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the tenth instant, a report of the Committee of Commerce and Manufactures, on so much of the message from the President of the United States, of the fifteenth ultimo, as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject.

A petition of sundry inhabitants of Amelia county, in the State of Virginia, whose names are thereunto subscribed, was presented to the House and read, praying a revision and amendment of so much of an act of Congress passed at the last session as relates to the establishment of a post office at Amelia Court House ; and that the said post office may be fixed at Pridesville, instead of Amelia Court House, for the convenience and benefit of the petitioners and other inhabitants within the said county.

Ordered, That the said petition be referred to the committee appointed on the fourteenth ultimo, " to inquire, whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States."

Ordered, That the committee to whom was referred, on the seventeenth instant, a memorial of sundry inhabitants of the town of Wilmington, in the State of North Carolina, have leave to report thereon by bill or bills, or otherwise.

A petition of the Proprietors of the Salem Turnpike and Chelsea Bridge Corporation, in the State of Massachusetts, signed for and in behalf of the said Corporation, by Moses Brown, their Agent, was presented to the House and read, praying that they may be permitted to lay out and extend over the Westerly corner of the Navy Yard in Charlestown, the property of the United States, a turnpike road, authorized to be made by the Legislature of Massachusetts, from Salem to Charles river bridge, on such terms and conditions, as to the wisdom of Congress may be deemed equitable and proper.

Ordered, That the said petition be referred to Mr. Eustis, Mr. Bayard, and Mr. Jones; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A petition of John Taylor, of the city of New York, merchant, attorney of William Gardiner, of Glasgow, in Scotland, was presented to the House and read, praying that he may receive the drawback of duties on a quantity of indigo, exported from the port of New York, in the ship *Justinae*, some time in the year one thousand eight hundred, and duly landed at Liverpool, in Great Britain ; which drawback of duties has hitherto been refused in consequence of the said Gardiner having, through ignorance, omitted to take the oath within the time, and to comply with the other requisitions prescribed by law, to entitle him to the same.

Also, a memorial of the Franklin Typographical Association of New York, praying that additional duties may be imposed by law, upon all books imported into the United States, from foreign countries, with the exception of certain books, therein specified ; or that such other encouragement may be given to the art of printing within the United States, as to the wisdom of Congress shall seem meet.

Also, a petition of the "Boston Franklin Association," or Journeymen Printers of Boston, signed by William Burdick and others, a committee appointed on their behalf, and a memorial of sundry Journeymen Printers of the city of Baltimore, whose names are thereunto subscribed, to the same effect.

Ordered, That the said petitions and memorial be referred to the Committee of Commerce and Manufactures.

Mr. Van Rensselaer, from the committee to whom was committed, on the tenth instant, the bill sent from the Senate, entitled "An act to carry into effect several resolutions of Congress, for erecting monuments to the memories of the Generals Wooster, Harkemer, Davidson, and Scriven," reported several amendments thereto ; which were read, and, together with the said bill, ordered to be referred to a Committee of the Whole House on Thursday next.

On motion,

Resolved, That the Secretary of the Treasury be, and he is hereby, directed to lay before this House a statement of the direct tax, together with the reasons, if known, why the collection thereof hath not been completed.

Mr. Randolph, from the Committee of Ways and Means, who were instructed, on the twenty-second ultimo, to inquire whether any, and, if any, what, alterations or amend-

ments are necessary to be made to the act, entitled "An act to amend an act, entitled 'An act to lay and collect a direct tax within the United States,'" made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Monday next.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill supplementary to the "act concerning Consuls and Vice Consuls," and for the further protection of American seamen; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

On motion,

Resolved, That the Secretary of the Treasury be directed to lay before the House a statement of the quantities of fish, foreign or domestic, annually imported into, or exported from the United States, since the present Government first went into operation, and the duties and bounties annually paid thereon; and that he be further directed to lay before the House a statement of the quantity of tonnage annually and respectively employed in the cod and whale fisheries, and the number of seamen employed therein, together with the amount of duty annually and respectively paid on the tonnage of the ships or vessels employed in the said fisheries.

The House proceeded to consider the amendments reported from the Committee of the Whole House on Friday last, to the report of the committee appointed to consider whether any, and if any, what, alterations are necessary in the military establishment of the United States; and the said amendment being twice read, was, on the question put thereupon, disagreed to by the House.

The said report being then amended at the Clerk's table, the House, thereupon, came to the following resolutions, to wit:

Resolved, That there be added to the regiment of artillerists, two teachers of music, whose pay, rations, and clothing, shall be the same as is by law allowed to the teachers of music in the regiment of infantry.

Resolved, That the President of the United States be authorized to appoint one teacher of the French language, and one teacher of drawing, to be attached to the corps of engineers, whose compensation shall not exceed the pay and emoluments of a captain.

Resolved, That the President of the United States be authorized to allow to the paymaster of the army, the adjutant and inspector of the army, and the military agent at Philadelphia, such sums, not exceeding in the whole two thousand dollars, for clerk hire, as their respective duties may, in his opinion, reasonably require.

Ordered, That a bill or bills be brought in, pursuant to the said resolutions; and that Mr. Varnum, Mr. Campbell, Mr. Butler, Mr. Lewis R. Morris, and Mr. Clay, do prepare and bring in the same.

The order of the day for the House to resolve itself into a Committee of the Whole House on the report of the Committee of Commerce and Manufactures, of the tenth instant, on so much of the message of the President of the United States, of the fifteenth ultimo, as relates "to discriminating and countervailing duties, and the act of the British Parliament on that subject," being called for,

Resolved, That the said order of the day be postponed until Monday next.

The House, according to the order of the day, proceeded to consider the amendments reported on the twenty-first instant, from the Committee of the Whole House, to the bill additional to, and amendatory of, an act, entitled "An act to incorporate the inhabitants of the city of Washington, in the District of Columbia;" and the said amendments being, severally, twice read, were, on the question put thereupon, agreed to by the House.

The said bill was then further amended at the Clerk's table, and, together with the amendments, ordered to be re-committed to Mr. Thompson, Mr. Plater, and Mr. Campbell.

Ordered, That the Committee of Commerce and Manufactures, to whom was referred, on the twenty-first instant, the petition of Jacob Gideon, of the city of Philadelphia, be discharged from the consideration thereof; and that the said petition be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims, of the 20th instant, on the petition of William Ray and John Follawell, presented the tenth of January, one thousand eight hundred and one; and, after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Varnum reported that the Committee had, according to order, had the said report under consideration, and come to a resolution thereupon;

which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

Resolved, That the prayer of the petition of William Ray and John Follawell is reasonable, and ought to be granted.

Ordered, That a bill, or bills, be brought in, pursuant to the said resolution; and that the Committee of Claims do prepare and bring in the same.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the twenty-first instant, the memorial of John Dove, and others, American masters of vessels, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the said memorial ought not to be granted; and that the memorialists have leave to withdraw the same.

The several orders of the day were farther postponed until to-morrow. And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, JANUARY 25, 1803.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth:

Gentlemen of the Senate and of the House of Representatives:

I transmit a report by the Superintendent of the City of Washington, on the affairs of the City committed to his care. By this you will perceive, that the re-sales of lots prescribed by an act of the last Session of Congress did not produce a sufficiency to pay the debt to Maryland, to which they were appropriated: And, as it was evident that the sums necessary for the interest and the instalments due to that State, could not be produced by a sale of the other public lots, without an unwarrantable sacrifice of the property, the deficiencies were, of necessity, drawn from the Treasury of the United States.

The office of Surveyor for the City, created during the former establishment, being of indispensable necessity, it has been continued: And to that of the Superintendent, substituted instead of the Board of Commissioners, at the last Session of Congress, no salary was annexed by law. These offices being permanent, I have supposed it more agreeable to principle, that their salaries should be fixed by the Legislature, and, therefore, have assigned them none: Their services to be compensated, are from the first day of June last.

The Marshal of the District of Columbia has, as directed by law, caused a jail to be built in the City of Washington: I enclose his statements of the expenses already incurred, and of what remains to be finished. The portion actually completed has rendered the situation of the persons confined much more comfortable and secure, than it has been heretofore.

TH. JEFFERSON.

JANUARY 24, 1803.

The said message was read, and, together with the documents accompanying the same, ordered to be referred to the Committee of Ways and Means.

A petition of Richard Parker, of the city of Philadelphia, in the State of Pennsylvania, cork cutter, was presented to the House and read, praying that a duty of thirty-seven cents per groce may be imposed, by law, on corks imported from foreign countries; or such other encouragement given to the manufacture of that article within the United States, as to the wisdom of Congress shall seem meet.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

The Speaker laid before the House a copy of the proceedings of a number of the citizens of Washington County, in the Mississippi Territory of the United States, containing an address to this House, stating certain grievances to which the citizens of the said county have been, and are now subjected; which was read, in the words following, to wit:

1st. That the landed claims within the limits of Washington District are in a more precarious situation than those on the Mississippi.

2dly. That a petition from the citizens of this county (whilst under the jurisdiction of the Spanish Government) was forwarded to the Commandant at Mobile, and by him transmitted to the Governor of New Orleans, praying that a Surveyor might be allowed them, to run out their lands; but none ever came forward, by reason of which, their lands remain unsurveyed; notwithstanding which, these citizens request that their claims may be placed on an equal footing with those on the Mississippi.

3dly. That the citizens of this county be allowed to hold their possessions by occupancy.

4thly. That a great extension of boundary might easily be obtained from the neighboring Indians, by sending forward Commissioners for that purpose, which would add much to our interest and convenience.

5thly. That we are in possession of a Treaty, entered into between the Alabama Indians and the Spanish Government, in the year one thousand seven hundred and eighty-two, conveying to that Government the lands lying between the confluence of the Alabama and Tombigbee rivers, by virtue, and under which treaty, a part of the lands, thus conveyed, was granted to the citizens of this county, and in their present occupancy.

6thly. That the District of Washington lies under great inconveniences, for want of a post office established, and labors under many and grievous disadvantages, for want of a free port in Mobile.

7thly, and lastly. That there are two federal garrisons almost in the heart of the settlements; and, from the austere and abrupt behavior of the officers commanding, towards the citizens, they are kept in a perpetual confusion: it is hoped this grievance will be remedied by their removal on the boundary line.

Ordered, That the first, second, third, fourth, and fifth clauses of the said address, be referred to the Commissioners appointed under the act, entitled "An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory," with instruction to examine the same, and report their opinion thereupon to the House.

Ordered, That the sixth clause of the said address be referred to the Committee appointed on the fourteenth ultimo, "to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States."

Ordered, That the seventh and last clause of the said address be referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon to the House.

Mr. Davenport, from the Committee of Revisal and Unfinished Business, who were instructed, by a resolution of the tenth instant, "to inquire and report to this House the probable amount for which the houses and lots at present occupied by the Mint, in the City of Philadelphia, together with the personal property of that establishment, could be sold; and, also, the probable expense of procuring more suitable ground; erecting the necessary buildings; and constructing the machinery for the establishment, on the principle of having it worked by steam;" made a report thereon; which was read, and, together with the documents accompanying the same, ordered to be referred to the committee appointed on the twenty-first instant, "to inquire into the expediency of continuing the Mint Establishment at Philadelphia, and whether any, and what, alterations or improvements may be made in the said institution."

Ordered, That Mr. Dennis be excused from serving on the committee last mentioned; and that Mr. Mitchill be appointed of the said committee, in his stead.

A petition of Ebenezer Blake was presented to the House and read, praying that he may receive a balance of pay, and the interest thereon, due for his services as a soldier in the fourth Massachusetts regiment, on Continental establishment, during the Revolutionary War with Great Britain, of which the petitioner has been deprived, in consequence of the Paymaster of the said regiment having become a bankrupt, and absconded, without settling his accounts, or satisfying the claim of the petitioner.

Ordered, That the said petition be referred to the Committee of Claims.

Mr. Eustis, from the committee appointed on so much of the message from the President of the United States, of the fifteenth ultimo, "as refers to the warfare with Tripoli, and to the relation with the other Barbary Powers," made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House to-morrow.

Mr. Mitchill, from the committee appointed, presented, according to order, a bill making an appropriation for the preservation of timber on the public Navy Yards, and for the improvement of the same which; was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

On motion,

Resolved, That a committee be appointed to inquire into the expediency of concentrating the several Public Offices, and other Public Buildings, belonging to the United States, in the City of Washington.

Ordered, That a committee be appointed, by ballot, pursuant to the said resolution, and that the committee consist of seven members.

The House accordingly proceeded, by ballot, to the appointment of the said committee ; and, upon examining the ballots, the following members were declared to be duly elected, to wit :

Mr. Davis,
Mr. Griswold,
Mr. Mitchill,
Mr. Condit,
Mr. Robert Williams,
Mr. Gregg, and
Mr. Bayard.

The Speaker laid before the House a letter from the Secretary of State, accompanying his report on the memorial of Tobias Lear, referred to him by an order of the House of the twelfth instant, which were read, and ordered to be referred to a Committee of the Whole House to-morrow.

The Speaker laid before the House a report from the Postmaster General, accompanying two statements, marked A and B, exhibiting a list of post roads, which have not produced one-third of the expense of carrying the mail on the same, after having been established two years ; also, the number of post offices, the length of post roads, the weekly and yearly transportation of the mails, and the mode of transporting the same at the several periods therein set forth ; which were read, and ordered to be referred to the committee appointed on the fourteenth ultimo, "to inquire whether any, and what, amendments are necessary to be made to the acts establishing a post office and post roads within the United States."

Mr. Helms, from the committee appointed on the twelfth instant, presented, according to order, a bill to make provision for persons that have been disabled by known wounds received in the service of the United States, during the Revolutionary War, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

A petition of John McClenan, of the County of Norfolk, in the State of Virginia, an invalid pensioner of the United States, was presented to the House and read, praying an augmentation of the pension heretofore allowed him by law, in consideration of a wound received whilst a soldier in the Virginia Line, in an engagement with the British at the Eutaw Springs, in the State of South Carolina, during the Revolutionary War with Great Britain, which has rendered him incapable of obtaining a livelihood by labor.

Ordered, That the said petition be referred to the Committee of the Whole House last appointed.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, JANUARY 26, 1803.

Ordered, That the committee appointed on the fourteenth ultimo, "to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States," be discharged from the consideration of so much of the sixth clause of an address to this House, from the citizens of Washington County, in the Mississippi Territory, referred to them on the twenty-fifth instant, as relates to the inconvenience complained of by the said citizens, for "the want of a port at Mobile ;" and that the same be referred to the Committee of Commerce and Manufactures.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the 24th instant, the petition of John Taylor, of the city of New York, attorney of William Gardiner, of Glasgow, in Scotland, made a report thereon; which was read, and considered : Whereupon,

Resolved, That the prayer of the said petition ought not to be granted ; and that the petitioner have leave to withdraw the same.

Mr. Saml. Smith, from the same committee, to whom was referred, on the seventeenth ultimo, the memorial of William R. Miller and William H. Bordman, of Boston, in the State of Massachusetts, made a report thereon ; which was read, and considered : Whereupon,

Resolved, That the Committee of Commerce and Manufactures be directed to report a bill making it necessary for unregistered ships of the United States to take Mediter-

ranean passports, in the same manner that registered ships of the United States are now compelled to take them.

Mr. Samuel Smith, from the same committee, to whom was re-committed, on the twentieth instant, the petition of Samuel Corp, of the State of New York, presented on the twenty-third of March last, made a supplementary report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. Bacon, from the Committee of Elections, to whom it was referred to examine the certificates or other credentials of the members returned to serve in this House, made a farther report thereon; which he delivered in at the Clerk's table, where the same was read, and is as followeth:

"It appears to your committee that the credentials of the following members are sufficient to entitle them to take their seats in this House, to wit:

"Richard Winn, to serve as a member of this House, for the State of South Carolina, in the Seventh Congress of the United States, in the room of Thomas Sumter, appointed a Senator of the United States; and

"Peter Early, to serve as a member of this House, for the State of Georgia, in the Seventh Congress of the United States, in the place of John Milledge, elected Governor."

Ordered, That the said report do lie on the table.

A memorial of Philip Downes, and others, whose names are thereunto subscribed, residents of Caroline, Talbot, and Dorchester Counties, in the State of Maryland, in opposition to the prayer of a petition of John Goldsborough, junior, and others, presented on the eleventh instant, relative to the establishment of a Port of Entry and Delivery at Easton, and the abolition of the Port at the Town of Oxford, in the said State, was presented to the House and read.

Ordered, That the said memorial be referred to the Committee of Commerce and Manufactures.

Mr. John Cotton Smith, from the Committee of Claims, presented, according to order, a bill for the relief of William Ray and John Followell; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the seventeenth instant, the petition of Garret Abeel, and others, of the State of New York, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Friday next.

A petition of Ann Elliott, of the county of Cumberland, in the State of Pennsylvania, widow of Robert Elliott, deceased, late a Contractor for the Army of the United States, under the command of General Wayne, was presented to the House and read, praying relief, in consideration of the loss of her said husband, who was killed by a party of Indians, whilst in the actual service of the United States, in the capacity aforesaid, some time in the year one thousand seven hundred and ninety-four; also, that she may be allowed compensation for the value of a horse, and other property of the deceased, which are stated by the petitioner to be in the possession of her said husband, at the time of his death.

Also, a remonstrance of Joseph Darlington, and others, whose names are thereunto subscribed, legal representatives of George Wilson, deceased, a Lieutenant Colonel in the eighth Pennsylvania regiment, on Continental Establishment, during the Revolutionary War with Great Britain, praying that they may be allowed the proportion of land and other emoluments, due for the services of the said Wilson, whose death, whilst acting in the capacity aforesaid, was caused by the excessive hardships and fatigues which he suffered in a battle with the enemy, in the year one thousand seven hundred and seventy seven.

Also, a petition of Abraham Whipple, a Commodore in the Navy of the United States, during the Revolutionary War with Great Britain, praying that Congress will decide on his petition, presented on the twenty-fifth of February, one thousand seven hundred and ninety-one, and grant such relief in the premises, as to their wisdom shall seem meet.

Ordered, That the said petitions and remonstrance be referred to the Committee of Claims.

Mr. Varnum, from the Committee appointed, presented, according to order, a bill in addition to an act, entitled "An act fixing the Military Peace Establishment of the United States;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That the repeal of the discriminating duties on Foreign Tonnage and Merchandise imported in foreign vessels, recommended by the Committee of Commerce and Manufactures, in their report on that subject, made on the tenth instant, shall not extend to foreign ships or vessels, or the articles imported therein from the colonies or dependencies of any foreign nation, unless the ships and vessels of the United States shall enjoy the same privileges in the Navigation and Trade between the United States and such colonies or dependencies, as are, or may be, allowed to the ships and vessels of the nation to which such colonies or dependencies may belong:

Ordered, That the said motion be referred to the Committee of the Whole House to whom was committed, on the tenth instant, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject."

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was re-committed, on the twenty-third ultimo, their report on the petition of John Holland, junior, made a supplementary report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Friday next.

Ordered, That the committee to whom was referred, on the twenty-fourth instant, a petition of the proprietors of the Salem Turnpike and Chelsea Bridge Corporation, in the State of Massachusetts, have leave to report thereon by bill or bills, or otherwise.

Mr. Eustis, from the committee last mentioned, presented, according to order, a bill for the relief of the proprietors of the Salem Turnpike Road, in Massachusetts; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Friday next.

A petition of James Scott, of the county of Louisa, in the State of Virginia, was presented to the House and read, praying that the sum of seventy-three dollars and eighty cents, which has been paid on account of the duty accruing on a still, the property of the petitioner, may be refunded to him, for the reasons therein specified.

Ordered, That the said petition be referred to the Committee of Ways and Means.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee, of the twenty-fifth instant, on so much of the message from the President of the United States, of the fifteenth ultimo, "as refers to the warfare with Tripoli, and to the relation with the other Barbary Powers;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and came to a resolution thereupon; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

Resolved, That provision ought to be made, by law, for building or purchasing four vessels of war, to carry not exceeding sixteen guns each.

Ordered, That a bill or bills be brought in, pursuant to the said resolution; and that Mr. Eustis, Mr. Perkins, and Mr. Elmendorf, do prepare and bring in the same.

Mr. Hill, from the committee to whom was referred, on the seventeenth instant, the memorial of sundry inhabitants of the Town of Wilmington, in the State of North Carolina, made a report thereon; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

"That the system of policy stated in the said memorial to exist, and to be now pursued in the French Colonial Governments in the West Indies, is fraught with danger to the peace and safety of the United States. That the fact stated to have occurred in the prosecution of that system of policy, demands the prompt interference of the Government of the United States, as well Legislative as Executive.

"The committee, therefore, recommend that the said memorial be referred to the Secretary of State, to be laid before the President; and, in pursuance of the authority granted to them, herewith report a bill, which is submitted."

Mr. Hill, from the same committee, presented, according to order, a bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House, on Monday next.

Ordered, That the petition of sundry citizens of Georgetown and its vicinity, in the District of Columbia, presented the fifth of April last, be referred to Mr. Gregg, Mr. Early, and Mr. Foster; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the importation of ordnance, arms, &c.; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

On the question that the said bill be engrossed and read the third time,

It passed in the negative, { Yeas 46.

{ Nays 49.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
James A. Bayard,
Thomas Boude,
Walter Bowie,
William Butler,
John Campbell,
Thomas Claiborne,
Manasseh Cutler,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
Peter Early,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
Benjamin Huger,
Samuel Hunt,

Those who voted in the negative, are,

John Archer,
John Bacon,
Phanel Bishop,
Robert Brown,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
Williams Helms,
William Hoge,
James Holland,
David Holmes,
William Jones,
Michael Leib,
Ebenezer Mattoon,

Thomas Lowndes,
David Meriwether,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Joseph H. Nicholson,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
Richard Stanford,
John Stanley,
Samuel Tenney,
David Thomas,
Thomas Tillinghast,
Abram Trigg,
John Trigg,
George B. Upham,
Killian K. Van Rensselaer,
Lemuel Williams,
Richard Winn,
Henry Woods,
Thomas Wynns.

Samuel L. Mitchill,
James Mott,
Anthony New,
Thomas Newton, jun.
John Randolph, jun.
William Shepard,
John Smilie,
Israel Smith,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Joseph Stanton,
John Stewart,
John Stratton,
John Taliaferro, jun.
Samuel Thatcher,
Philip R. Thompson,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Peleg Wadsworth,
Robert Williams.

And so the said bill was rejected.

Ordered, That the memorial of Charles Pettit, surviving partner of Major General Greene and John Cox, in the late office of Quartermaster General of the United States, presented the first day of January, one thousand seven hundred and ninety-six, and sundry documents accompanying the same, marked A, B, and C, together with the reports of the Secretary of the Treasury and the Committee of Claims thereon, of the twenty-seventh of March and twenty-ninth of April, one thousand eight hundred, be referred to the Secretary of the Treasury, with instruction to examine the same, and report his opinion thereupon to the House.

On motion,

Resolved, That the committee appointed on the twenty-ninth ultimo, "to inquire into the propriety of granting further time to proprietors or holders of Military Land Warrants to obtain and locate the same," be instructed to inquire into the expediency of authorizing the proprietors or holders of Military Land Warrants to locate their respective claims on a less quantity than four thousand acres; and report their opinion thereon to the House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to lay out and open a new public road in the county of Washington, in the District of Columbia; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On the question, that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof; and that the said bill be re-committed to Mr. Thompson, Mr. Plater, and Mr. Varnum.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the encouragement of learning, and for the promotion of useful arts; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said bill.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, JANUARY 27, 1803.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the thirteenth instant, the petition of the Mayor and Commonalty of the Town of Alexandria, in the District of Columbia, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the eighteenth instant, a memorial of Moses White, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Tuesday next.

Mr. Brent, from the committee appointed, presented, according to order, a bill to amend an act, entitled "An act to amend the Judicial System of the United States;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

On motion,

Resolved, That a committee be appointed to inquire whether any, and, if any, what, alterations are necessary in the several acts relative to the establishment of a Marine Corps, and in an act fixing the rank and pay of the commanding officer of the Corps of Marines; and that the committee be authorized to report by bill, or otherwise.

Ordered, That Mr. Nicholson, Mr. Griswold, and Mr. Gregg, be appointed a committee, pursuant to the said resolution.

Mr. Randolph, from the Committee of Ways and Means, to whom was referred, on the twenty-sixth instant, the petition of James Scott, of the State of Virginia, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the said petition ought not to be granted.

A memorial of sundry mechanics of the City and State of New York, whose names are thereunto subscribed, was presented to the House and read, praying that such

acts or parts of acts heretofore passed by Congress, as relate to discriminating duties of imports and tonnage between the ships or vessels of the United States and those belonging to Great Britain, and other foreign nations, may not be repealed, for the reasons therein specified.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the tenth instant, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject."

Ordered, That Mr. Bacon be appointed of the committee to whom was referred, on the tenth instant, a memorial of Samuel Blodget, relative to the establishment "of a National University within and for the United States," and to the "erecting of an appropriate and characteristic Equestrian Statue of the late General George Washington," in the room of Mr. Van Ness, whose seat in this House hath become vacant.

The several petitions of William Tilghman, Oliver Wolcott, Richard Bassett, Charles Magill, Samuel Hitchcock, Benjamin Bourne, Egbert Benson, Philip B. Key, William Griffith, Jeremiah Smith, and George K. Taylor, were presented to the House and read, respectively representing, that, by an act of Congress, passed on the thirteenth day of February, one thousand eight hundred and one, entitled "An act for the more convenient organization of the Courts of the United States," certain judicial offices were created, and courts established, called Circuit Courts of the United States: That, in virtue of appointments made under the Constitution of the United States, the petitioners became vested with the offices so created, and received commissions, authorizing them to hold the same, with the emoluments thereunto appertaining, during their good behavior: That, during the last Session, an act of Congress passed, by which the abovementioned law was declared to be repealed; since which, no law has been made for assigning to the petitioners the execution of any judicial function, nor has any provision been made for the payment of their stipulated compensations: That, under these circumstances, and finding it expressly declared, in the Constitution of the United States, that "the Judges both of the Supreme and Inferior Courts shall hold their offices during good behavior, and shall, at stated times, receive for their services, a compensation, which shall not be diminished during their continuance in office," the petitioners are compelled to represent it as their opinion, that the rights secured to them by the Constitution, as members of the judicial department, have been impaired: That, "with this sincere conviction, and influenced by a sense of public duty, they most respectfully request of Congress to review the existing laws, which respect the offices in question, and to define the duties to be performed by the petitioners, by such provisions as shall be consistent with the Constitution, and the convenient administration of justice:" That "the right of the petitioners to their compensations, they sincerely believe to be secured by the Constitution, notwithstanding any modification of the judicial department, which, in the opinion of Congress, public convenience may recommend. This right, however, involving a personal interest, will cheerfully be submitted to judicial examination and decision, in such manner as the wisdom and impartiality of Congress may prescribe: That Judges should not be deprived of their offices or compensations, without misbehavior, appears, to the petitioners, to be among the first and best established principles of the American Constitutions: and, in the various reforms they have undergone, it has been preserved and guarded with increased solicitude: That, on this basis, the Constitution of the United States has laid the foundation of the judicial department, and expressed its meaning in terms equally plain and peremptory:" That, "this being the deliberate and solemn opinion of the petitioners, the duty of their stations requires that they should express it to the legislative body. They regret the necessity which compels them to make the representation; and they confide, that it will be attributed to a conviction that they ought not, voluntarily, to surrender rights and authorities entrusted to their protection, not for their personal advantage, but for the benefit of the community."

Ordered, That the said petitions be referred to a Committee of the Whole House to-day.

The Speaker laid before the House a report of the Secretary of State on the petition of John Burnham, of Wethersfield, in Connecticut, referred to him, by order of the House, on the twelfth day of February last; which was read, and, together with the said petition, ordered to be committed to the Committee of Claims.

A memorial and remonstrance of the inhabitants of the Town of Alexandria, in the District of Columbia, was presented to the House and read, expressing their approbation of the measures heretofore adopted by Congress, for the regulation and govern-

ment of the internal police of the several portions of the said District; and praying that no alteration of the same, which will sanction the creation and exercise of a subordinate legislature, may take place, for the reasons therein specified.

Ordered, That the said memorial and remonstrance do lie on the table.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the petitions of William Tilghman, and others, this day presented and referred; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, had the said petitions under consideration, and come to a resolution thereupon; which he delivered in at the Clerk's table, where the same was read, as followeth:

Resolved, That the prayer of the petitions of William Tilghman, Oliver Wolcott, Richard Bassett, Charles Magill, Samuel Hitchcock, Benjamin Bourne, Egbert Benson, Philip B. Key, William Griffith, Jeremiah Smith, and George K. Taylor, late Judges of the Circuit Courts of the United States, ought not to be granted; and that the petitioners have leave to withdraw their petitions.

The House then proceeded to consider the said resolution at the Clerk's table: Whereupon,

A motion was made and seconded, to amend the same, by striking out therefrom, the words "*late Judges of the Circuit Courts of the United States*:"

And the question being put thereupon,

It was resolved in the affirmative, { Yeas 50.
{ Nays 47.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Phanel Bishop,
Walter Bowie,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmer,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,
David Holmes,

George Jackson,
Michael Leib,
David Meriwether,
Samuel L. Mitchell,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of *Virginia*,
Josiah Smith,
Richard Stanford,
Joseph Stanton,
John Stewart
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Isaac Van Horne,
Richard Winn,
Thomas Wynns.

Those who voted in the negative, are,

Thomas Boude,
Richard Brent,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Peter Early,
William Eustis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,

Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
William Hoge,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Lewis R. Morris,
Thomas Morris,
Elias Perkins,
Thomas Plater,

Nathan Read,
John Rutledge,
William Shepard,
Israel Smith,
John Cotton Smith,
John Smith, *of New York*,
Samuel Smith,
Henry Southard,
John Stanley,
John Stratton,
Benjamin Tallmage,

Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upham,
Joseph B. Varnum,
William K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Robert Williams,
Henry Woods.

And then the main question being taken, that the House do agree to the resolution reported from the Committee of the Whole House, amended to read as followeth :

Resolved, That the prayer of the petitions of William Tilghman, Oliver Wolcott, Richard Bassett, Charles Magill, Samuel Hitchcock, Benjamin Bourne, Egbert Benson, Philip B. Key, William Griffith, Jeremiah Smith, and George K. Taylor, ought not to be granted ; and that the petitioners have leave to withdraw their petitions :

It was resolved in the affirmative, { Yeas 61.
{ Nays 37.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Phanuel Bishop,
Walter Bowie,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
George Jackson,

Michael Leib,
David Meriwether,
Samuel L. Mitchell,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
Israel Smith,
John Smith, *of New York*,
John Smith, *of Virginia*,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Those who voted in the negative, are,

Thomas Boude,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,

William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,

Lewis R. Morris,
 Thomas Morris,
 Elias Perkins,
 Thomas Plater,
 Nathan Read,
 John Rutledge,
 William Shepard,
 John Cotton Smith,
 John Stanley,
 John Stratton,

Benjamin Tallmidge,
 Samuel Tenney,
 Samuel Thatcher,
 Thomas Tillinghast,
 George B. Upham,
 Killian K. Van Rensselaer,
 Peleg Wadsworth,
 Lemuel Williams,
 Henry Woods.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the eleventh ultimo, the petition of Joseph McLellan and Hugh McLellan, John Taber and Daniel Taber, of the State of Massachusetts, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Monday next.

Mr. Samuel Smith, from the same committee, presented to the House an abstract of the exportation to the European ports of Great Britain and France, in the years one thousand eight hundred, and one thousand eight hundred and one, of sundry articles, therein enumerated; which was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the tenth instant, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject."

The several orders of the day were farther postponed until to-morrow.
 And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, JANUARY 28, 1803.

A memorial of the Chamber of Commerce of the city of Philadelphia, signed by Thomas Fitzsimons, their President, was presented to the House and read, praying a revision and amendment of so much of an act of Congress, passed on the thirty-first day of December, one thousand seven hundred and ninety-two, entitled "An act concerning the registering and recording of ships or vessels," as is contained in the fourteenth section thereof, for the reasons therein specified.

Also, a petition of Eliphalet Ladd, of the town of Portsmouth, in the State of New Hampshire, praying to be exonerated from the payment of the duties accruing on a certain quantity of salt which he imported some time in the month of September last, in consideration of the destruction of the said salt, together with the store-house in which it was deposited, and other property belonging to the petitioner, by a late fire in the said town of Portsmouth.

Ordered, That the said memorial and petition be referred to the Committee of Commerce and Manufactures.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the tenth instant, the petition of George Mason, of South Carolina, presented on the twenty-eighth of January, one thousand eight hundred and two, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Tuesday next.

A memorial of sundry merchants, and other inhabitants of Newburyport, in the State of Massachusetts, whose names are thereunto subscribed, was presented to the House and read, praying that such acts or parts of acts heretofore passed by Congress, as relate to discriminating duties of imports and tonnage, between the ships or vessels of the United States, and those belonging to foreign nations, may not be repealed.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the tenth instant, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject."

On motion,

Resolved, That the Committee of Ways and Means be, and they are hereby, instructed to inquire into the expediency of suspending, for a limited time, the collection of all debts or duties due to the United States from the citizens of the States of Tennessee, Ohio, and Kentucky, and the citizens of the Indiana and Mississippi territories.

A memorial of John Coles, of New London, in the State of Connecticut, merchant, was presented to the House and read, praying compensation for the loss and damage,

which he has sustained in the case of the detention, at Gibraltar and Tunis, of a ship called the Grand Turk, the property of the memorialist, which was chartered at the port of New York, some time in the month of March, one thousand eight hundred and one, by an Agent of the Department of State, to sail with a cargo sent on account and in behalf of the United States, to, and intended for, the Bey and Regency of Tunis, in Africa.

Also, a petition of Walter Cruise, praying that Congress will re-consider his petitions, presented on the twenty-second of December, one thousand seven hundred and ninety-four, and the twenty-seventh of January, one thousand seven hundred and ninety-five, and ultimately decide thereon in such manner as to afford relief to the petitioner in the premises.

Ordered, That the said memorial and petition be referred to the Committee of Claims.

A memorial of sundry inhabitants of the counties of Albany, Green, and Ulster, in the State of New York, whose names are thereunto subscribed, was presented to the House and read, praying that a post road may be established from the town of Goshen, through Kingston, Catskill, Loonenburgh, and Coxsakie, to the city of Albany, in the said State.

Ordered, That the said memorial be referred to the committee appointed, on the fourteenth ultimo, "to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States."

Mr. Mitchell, from the committee appointed, on the twentieth instant, "to inquire into the usefulness and propriety of constructing a dock or docks at either of the public navy yards, or elsewhere within the United States, for the building and repair of ships of war," made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Monday next.

Ordered, That the committee appointed, on the twenty-first instant, "to inquire into the expediency of continuing the Mint establishment at Philadelphia, and whether any, and what, alterations or improvements may be made in the said institution," have leave to report thereon by bill or bills, or otherwise.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That, during the present, and at the commencement of every session of Congress, two additional clerks shall be elected, to be denominated "Committee Clerks," whose duty it shall be to attend to the business referred to the several committees, and to keep records thereof; and who shall receive for their services an adequate compensation:

The question was taken, that the House do now proceed to take the said motion into consideration,

And passed in the negative.

A memorial of the citizens of Washington, in the territory of Columbia, signed by order, and in behalf of a meeting of the said citizens, by Robert Brent, their chairman, was presented to the House and read, submitting to the consideration of Congress a statement of grievances, which, in the opinion of the memorialists, now exist in the said territory, and require immediate remedy; and praying that they may be authorized, in common with their fellow citizens, to elect delegates to a convention, to establish a system of government for themselves, if such shall appear their sense, expressed through the organ of their representatives so assembled; or, if such shall not appear to be the sense of the territory, they be empowered to recommend to the adoption of Congress, such other measures as shall, in their opinion, best promote the general welfare of their constituents.

Ordered, That the said memorial, together with the memorial and remonstrance of the inhabitants of the town of Alexandria, in the District of Columbia, presented yesterday, and ordered to lie on the table, be referred to the committee to whom was re-committed, on the twenty-fourth instant, the bill additional to, and amendatory of, an act, entitled "An act to incorporate the inhabitants of the city of Washington, in the District of Columbia," passed the third day of May, one thousand eight hundred and two; and that Mr. Taliaferro and Mr. Early be added to the said committee.

The Speaker laid before the House a letter from David Humphreys, formerly Minister resident at the court of Lisbon, and late Minister Plenipotentiary at the court of Madrid, requesting the decision of the House in what manner he shall dispose of certain presents made to him in the capacities aforesaid, by the Dey of Algiers, and the King of Spain, which are now deposited in the office of the Secretary of State, for the United States; whether they shall be transmitted to the place from whence they came, or otherwise bestowed, as shall be deemed expedient.

The said letter was read, and ordered to be referred to Mr. Jones, Mr. Dana, and Mr. Elmendorf; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Eustis, from the committee appointed, presented, according to order, a bill to provide an additional armament for the protection of the seamen and commerce of the United States; which was received, and read the first time:

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of William Ray and John Follawell; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-day.

Mr. Davis, one of the members from the State of Kentucky, presented to the House certain resolutions of the Legislature of the said State, together with a memorial annexed thereto from the said Legislature, addressed to the President of the United States, and the Senate and House of Representatives of Congress, representing, that, in consequence of a violation, on the part of Spain, of an article of the treaty of friendship, limits, and navigation, between the United States and the King of Spain, the citizens of the said State are deprived of a place of deposite in the Spanish territory, in conformity with the stipulation contained in the said treaty, by the proceedings of the Intendant at the port of New Orleans, who has, by a proclamation, dated the eighteenth day of October last, forbidden American citizens to deposite their merchandises and effects in the said port of New Orleans, without having assigned to the United States an equivalent establishment on another part of the banks of the river Mississippi; that they rely on the wisdom and justice of the Government of the United States to redress the grievance of which they complain, and pledge themselves to support, at the expense of their lives and fortunes, such measures as the honor and interest of the United States may require, in defence thereof.

The said resolutions and memorial were read, and ordered to be referred to the Committee of the Whole House on the state of the Union.

On motion,

Resolved, That the committee appointed, on the twenty-ninth ultimo, to inquire into the expediency of giving further time to the owners and holders of military land warrants to survey and locate the same, be, and they are hereby, instructed to inquire whether any, and if any, what, legislative provision is necessary to carry fully into effect the resolutions of Congress of the sixteenth of September, one thousand seven hundred and seventy-six, and the twelfth of August, one thousand seven hundred and eighty, which grant a bounty in lands to the officers and soldiers who served in the late Revolutionary war.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of the proprietors of the Salem Turnpike road, in Massachusetts; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-day.

On motion,

Resolved, That the committee appointed on the twenty-ninth ultimo, be instructed to digest some plan by which it can be ascertained what quantity of surveyed or patented land belonging to the officers and soldiers of Virginia, on State and Continental establishments, was ceded to the Cherokee Indians by the treaty of Holstein, of the second of July, one thousand seven hundred and ninety-one.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill in addition to an act, entitled "An act fixing the military peace establishment of the United States;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Davis reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time on Monday next.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That a committee be appointed to inquire by what means the value or

amount of property taken from citizens of the United States by the French, during the late war in Europe, can be best ascertained, and the several sorts of capture distinguished and classed; and report their opinion thereupon to this House, to the end that indemnification may be made.

The House proceeded to consider the said motion at the Clerk's table: Whereupon,

A motion was made, and the question being put, that the same be referred to the consideration of a Committee of the Whole House,

It passed in the negative.

The said motion being then amended, to read in the words following, to wit:

Resolved, That a committee be appointed to consider by what means the value or amount of property taken from the citizens of the United States, by the French, during the late war in Europe, can be best ascertained, and the several sorts of captures distinguished and classed; and whether in any, and what, cases indemnification ought to be made by the United States; and report their opinion thereon to this House:

The main question was taken, that the House do agree to the said motion, so amended,

And passed in the negative.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, JANUARY 31, 1803.

Another member, to wit: John Fowler, from Kentucky, appeared, and took his seat in the House.

An engrossed bill for the relief of William Ray and John Follawell was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for the relief of William Ray and John Follawell."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill in addition to an act, entitled "An act fixing the military peace establishment of the United States," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to an act, entitled 'An act fixing the military peace establishment of the United States.'"

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of the proprietors of the Salem turnpike road, in Massachusetts, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act authorizing the sale of a piece of land, parcel of the Navy Yard belonging to the United States, in Charlestown, in the State of Massachusetts, to the proprietors of the Salem Turnpike Road and Chelsea Bridge Corporation."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The Speaker laid before the House a letter from the Secretary of the Navy, respecting the petition of Thomas Shubrick, of the State of South Carolina, referred to him by order of the House, on the twenty-fourth ultimo, stating that he has carefully examined all the papers in the Department which have any relation to the subject, but has not been able to find any documents that would enable him to form a correct opinion; and that to obtain such documents, would necessarily require an extensive correspondence of considerable duration with the agents at Charleston, and others.

The said letter was read, and ordered to lie on the table.

The Speaker laid before the House a report from the Secretary of War, on the subject-matter of the seventh and last clause of an address to this House from the citizens of Washington county, in the Mississippi territory, referred to him by order of the House, on the twenty-fifth instant; which was read, and ordered to be referred to the committee appointed on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to our concerns with the Indian tribes, and the establishment of a new settlement;" that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the fourteenth ultimo, the petition of Alexander Fowler, made a report thereon; which was read and considered: Whereupon,

Resolved, That the prayer of the said petition ought not to be granted.

Mr. Bacon, from the Committee of Elections, to whom was referred, on the twenty-

fourth instant, a motion respecting the right of Paul Fearing, the Delegate from the territory Northwest of the river Ohio, to retain his seat in this House, made a report thereon; which was read, and ordered to lie on the table.

A memorial of sundry citizens of the State of Delaware, whose names are thereunto subscribed, was presented to the House and read, praying that a port of entry may be established by law, at the town of New Castle, in the said State, for the convenience and benefit of the memorialists and others, citizens of the States of Pennsylvania and Delaware.

Ordered, That the said memorial be referred to the Committee of Commerce and Manufactures.

Mr. Dawson, from the committee appointed on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to our concerns with the Indian tribes, and the establishment of a new settlement," to whom was referred a message from the President of the United States, of the eighteenth instant, relative "to trading houses established in the Indian territories," and "to certain salt springs on the Wabash river," made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Wednesday next.

A petition of John Smith, and others, of the State of New York, whose names are thereunto subscribed, was presented to the House and read, praying that a post road may be established from the village of Orvego, in the county of Tioga, to the village of Aurora, in the county of Cayuga, in the said State of New York.

Ordered, That the said petition be referred to the committee appointed, on the fourteenth ultimo, to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States.

The Speaker laid before the House a letter addressed to him from John Hargrove, Minister of the New Jerusalem Church, in the city of Baltimore, and State of Maryland, accompanied with a certain number of copies of a sermon, which he delivered in the Representatives' Chamber, at the City of Washington, on Sunday, the twenty-sixth ult. and now transmitted by him, for the use of the members of both Houses of Congress.

The said letter was read: Whereupon,

Ordered, That the copies of the sermon transmitted therewith be distributed among the members, and that the Speaker be requested to acknowledge the receipt of the same.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That provision ought to be made, by law, to indemnify the citizens of the United States, who, in carrying on a lawful trade to foreign parts, suffered losses by the seizure of their property made by unauthorized French cruisers, or by any French cruiser, without sufficient cause, in violation of the rights of American commerce, during the late war between Great Britain and the French Republic, and whose claims for indemnity against the said Republic were renounced by the United States, by their acceptance of the ratification of the treaty lately made with France:

The question was taken, that the House do now proceed to take the said motion into consideration,

And passed in the negative.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the bill for the encouragement of learning, and for the promotion of useful arts; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Dawson reported that the committee had, according to order, again had the said bill under consideration, and made a farther progress therein.

On the question, that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof; and that the said bill be recommitted to Mr. Mitchill, Mr. Griswold, and Mr. Brent.

Ordered, That Griffin Taylor, of the State of Virginia, who presented a petition to this House, on the nineteenth of January, one thousand eight hundred and one, have leave to withdraw his said petition, together with the documents accompanying the same.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to morrow morning eleven o'clock.

TUESDAY, FEBRUARY 1, 1803.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the seventh ultimo, the petition of John Low, of the State of Massachusetts, made a report thereon; which was read and considered: Whereupon,

Resolved, That the prayer of the said petition ought not to be granted.

Mr. John Cotton Smith, from the same committee, to whom were referred, on the twenty-fourth of December last, the petition of Benjamin Wells, of the State of Pennsylvania, and a report of the Secretary of the Treasury thereon, of the second of April, one thousand eight hundred, made a report; which was read, and ordered to be referred to a Committee of the Whole House on Thursday next.

On motion,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire whether any, and what, alterations ought to be made in the laws establishing the compensations of the officers of the customs; and to report by bill or otherwise.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the supplementary report of the Committee of Commerce and Manufactures, of the twenty-sixth ultimo, to whom was recommitted their report on the petition of John Holland, jun. of the State of Massachusetts; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said supplementary report under consideration, and directed him to report to the House their agreement to the resolution contained therein; which he delivered in at the Clerk's table, where the same was twice read and agreed to by the House, as followeth:

Resolved, That the Collector of the port of Boston and Charlestown be, and he is hereby, authorized to have ascertained the rate of damage sustained by John Holland, junior, on the goods which were on board the schooner Hannah, when she caught fire, and remit to the said John Holland, the duties in proportion to the damage sustained by the goods damaged, as aforesaid.

Ordered, That a bill, or bills, be brought in, pursuant to the said resolution; and that the Committee of Commerce and Manufactures do prepare and bring in the same.

On a motion made and seconded, that the House do come to the following resolution:

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, two-thirds of both Houses concurring, That the following article be proposed to the Legislatures of the several States, as an amendment to the Constitution of the United States; which, when ratified by three-fourths of the said Legislatures, shall be valid as part of the Constitution, to wit:

That the State Legislatures shall, from time to time, divide each State into districts, equal to the whole number of Senators and Representatives from such State in the Congress of the United States; and shall direct the mode of choosing an elector of President and Vice President in each of the said districts, who shall be chosen by citizens having the qualifications requisite for electors of the most numerous branch of the State Legislature, and that the districts so to be constituted, shall consist, as nearly as may be, of contiguous territory and of equal proportion of population, except where there may be any detached portion of territory, not of itself sufficient to form a district; which then shall be annexed to some other portion nearest thereto; which districts, when so divided, shall remain unalterable until a new census of the United States shall be taken:

Ordered, That the said motion be referred to the Committee of the Whole House on the state of the Union.

Mr. Newton, one of the members from the State of Virginia, presented to the House the report of a committee of the Norfolk Chamber of Commerce, in the said State, as agreed to by the said Chamber of Commerce, on the twenty-fourth ultimo, stating that, in their opinion, "the remission of all discriminating duties on impost and tonnage towards the vessels of such of the European nations as conform to similar regulations, is calculated to unshackle commerce, leave industry to its proper impulse, and afford to this country that equal participation in navigation, which may profit by its own enterprise;" that it will be proper to deny to the vessels of European nations holding or claiming the possession of any of the West India islands, the importation or exportation to and from the United States, of all such articles as are in those islands prohibited from being imported in American bottoms: in any other event, they consider a remission of the discriminating duties, as it respects those islands, highly objectionable.

The said report was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the tenth ultimo, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth of December last, "as relates to discriminating and countervailing duties, and the act of the British Parliament on that subject."

Mr. Mitchill, from the committee appointed, presented, according to order, a bill to prolong the continuance of the mint at Philadelphia; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims, of the twenty-seventh ultimo, on the petition of Moses White ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolution contained therein ; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth :

Resolved, That the prayer of the petition of Moses White, is reasonable, and ought to be granted.

Ordered, That a bill or bills be brought, in pursuant to the said resolution ; and that the Committee of Claims do prepare and bring in the same.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting a statement of the quantity of fish exported from the United States ; the amount of bounties and allowances paid ; also, the tonnage of vessels employed in the cod and whale fisheries, and the duties accruing thereon, for the years one thousand seven hundred and ninety-one, to one thousand eight hundred, inclusive, in pursuance of a resolution of this House, of the twenty-fourth ultimo ; which were read, and ordered to be referred to the committee appointed on so much of the message from the President of the United States, of the fifteenth of December last, "as relates to the fostering of the fisheries of the United States."

A petition of Edmund Brooke was presented to the House and read, praying the liquidation and settlement of a claim for the depreciation of pay and other emoluments due for his services as a lieutenant in the first Virginia regiment of artillery on Continental establishment, during the Revolutionary war with Great Britain.

Also, a petition of Jonathan Hastings, Deputy Postmaster of Boston, in the State of Massachusetts, praying a reimbursement from the Treasury of the United States, of the expenses which he incurred in the case of a suit instituted against him in one of the inferior courts of Massachusetts, by a certain William Briggs, of the District of Maine, under color of fraud alleged to have been committed by the petitioner, in his official capacity ; which suit, on a final hearing thereof, in the Supreme Judicial Court of the said State, was discontinued by the plaintiff, immediately after opening the defence on behalf of the petitioner.

Ordered, That the said petitions be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill supplementary to the "act concerning Consuls and Vice Consuls," and for the further protection of American seamen ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto ; which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendments, do lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, FEBRUARY 2, 1803.

Mr. John Cotton Smith, from the Committee of Claims, presented, according to order, a bill for the relief of Moses White ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill for the relief of John Holland, junior ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

Ordered, That the Committee of Claims, to whom was referred, on the eighteenth ultimo, the petition of John Skinner, of the State of North Carolina, presented the twenty-fifth of January, one thousand eight hundred and two, be discharged from the consideration thereof ; and that the petitioner have leave to withdraw his said petition.

On motion,

Resolved, That the committee, to whom were referred the memorial of sundry citizens of the city of Washington, and the memorial and remonstrance of the inhabitants of the town of Alexandria, in the District of Columbia, on the 28th day of January, be directed to inquire whether any, and, if any, what, alterations or amendments may be necessary in the existing government and laws of the District of Columbia ; and that they be authorized to report by bill, or otherwise.

The House proceeded to consider the amendments reported, yesterday, from the Committee of the Whole House, to the bill supplementary to the "act concerning Consuls and Vice Consuls," and for the further protection of American seamen, which lay on the table ; and the same being twice read, were severally agreed to; except the third amendment, which was, on the question put thereupon, disagreed to by the House.

The said bill being then further amended at the Clerk's table, was, together with the amendments agreed to, ordered to be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to make provision for persons that have been disabled by known wounds received in the service of the United States, during the Revolutionary war ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On the question, that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the further consideration thereof : and that the said bill be re-committed to Mr. Helms, Mr. Lewis R. Morris, Mr. Claiborne, Mr. Mattoon, Mr. Bailey, Mr. Grove, and Mr. Hanna.

A motion was made and seconded, that the House do now proceed to take into consideration, a motion of the thirty-first ultimo, "for indemnifying the citizens of the United States, who, in carrying on a lawful trade to foreign parts, have suffered losses by the seizure of their property made by unauthorized French cruisers, or by any French cruiser, without sufficient cause :"

And the question being put thereupon,

It was resolved in the affirmative, { Yeas 65,
{ Nays 26.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
John Bacon,
Theodorus Bailey,
James A. Bayard,
Phanuel Bishop,
Thomas Boude,
Walter Bowie,
Richard Brent,
Robert Brown,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dawson,
John Dennis,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Abiel Foster,
Calvin Goddard,
Andrew Gregg,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Daniel Heister,

Joseph Hemphill,
Archibald Henderson,
William H. Hill,
David Holmes,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Anthony New,
Thomas Newton, jun.
Elias Perkins,
Thomas Plater,
John Randolph, jun.
Nathan Read,
John Rutledge,
William Shepard,
John Cotton Smith,
Josiah Smith,
Henry Southard,
John Stanley,
John Stewart,
John Stratton,
John Taliaferro, jun.
Benjamin Tallmace,

Samuel Tenney,
Samuel Thatcher,
David Thomas,
Thomas Tillinghast,
Philip R. Thompson,
George B. Upham,

Joseph B. Varnum,
Isaac Van Horne,
Peleg Wadsworth,
Lemuel Williams,
Thomas Wynns.

Those who voted in the negative, are,

John Archer,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Thomas T. Davis,
Edwin Gray,
John A. Hanna,
Joseph Heister,
William Helms,
William Hoge,
James Holland,

Michael Leib,
David Meriwether,
James Mott,
John Smilie,
Israel Smith,
John Smith, of N. York,
John Smith, of Virginia,
Richard Stanford,
Joseph Stanton,
Abram Trigg,
Philip Van Cortlandt,
Robert Williams,
Richard Winn.

Another motion was then made, and the question being put, that the said motion be referred to the consideration of a Committee of the Whole House,

It was resolved in the affirmative.

Another motion was then made, and the question being put, that the same be the order of the day for Tuesday, the first of March next,

It passed in the negative, { Yeas 18,
{ Nays 74.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

William Butler,
Matthew Clay,
John Clopton,
John Condit,
John Dawson,
Edwin Gray,
John A. Hanna,
Joseph Heister,
William Helms,

Michael Leib,
David Meriwether,
John Smilie,
Israel Smith,
John Smith, of N. York,
Richard Stanford,
Joseph Stanton,
Philip Van Cortlandt,
Robert Williams.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Thomas A. Bayard,
Phanuel Bishop,
Thomas Boude,
Richard Brent,
Robert Brown,
Samuel J. Cabell,
John Campbell,
Thomas Claiborne,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,

Abiel Foster,
John Fowler,
Calvin Goddard,
Andrew Gregg,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Daniel Heister,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
William Hoge,
James Holland,
David Holmes,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
James Mott,

Anthony New,
 Thomas Newton, jun.
 Elias Perkins,
 Thomas Plater,
 John Randolph, jun.
 Nathan Read,
 John Rutledge,
 William Shepard,
 John Cotton Smith,
 John Smith, of *Virginia*,
 Josiah Smith,
 John Stanley,
 John Stewart,
 John Stratton,
 John Taliaferro, jun.

Benjamin Talmage,
 Samuel Tenney,
 Samuel Thatcher,
 David Thomas,
 Thomas Tillinghast,
 Philip R. Thompson,
 Abram Trigg,
 George B. Upham,
 Joseph B. Varnum,
 Isaac Van Horne,
 Peleg Wadsworth,
 Lemuel Williams,
 Richard Winn,
 Henry Woods,
 Thomas Wynns.

Resolved, That the said motion be the order of the day for Monday, the fourteenth instant.

On motion,

Ordered, That the report of the committee on the memorials and petitions of sundry citizens of the United States, and resident merchants therein, praying relief in the case of depredations committed on their vessels and cargoes, while in pursuit of lawful commerce, by the cruisers of the French Republic, during the late European war, made to this House, on the twenty-second of April last, be referred to the Committee of the Whole House last appointed.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said bill.

Mr. Randolph, from the committee to whom were referred, on the twenty-third of December last, a letter from Edward Tiffin, President of the Convention of Ohio, and a letter from Thomas Worthington, Special Agent of the said State, enclosing a copy of the Constitution thereof, together with sundry propositions in addition to, and in modification of, those contained in the act of Congress, passed on the thirtieth day of April last, entitled "An act to enable the People of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes," made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

The several orders of the day were further postponed until to-morrow.
 And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, FEBRUARY 3, 1803.

The remonstrances and petitions of sundry inhabitants of the States of Pennsylvania and Virginia, West of the Allegheny Mountain, whose names are thereunto subscribed, were presented to the House and read, respectively praying that Congress will adopt such measures as in their wisdom may appear proper and effectual, to secure to the petitioners and other citizens of the United States, the free navigation of the river Mississippi, of which they have been lately deprived, by the shutting of the port of New Orleans, in virtue of a proclamation issued by the Spanish Intendant of the said port, without having an equivalent establishment assigned to them on the said river.

Ordered, That the said remonstrances and petitions be referred to the Committee of the Whole House on the state of the Union.

A petition of Amey Dardin, of the County of Mecklenburg, in the State of Virginia, widow and relict of David Dardin, deceased, was presented to the House and read, praying compensation for the value of a stud horse, called Romulus, the property of the deceased, which was impressed into the service of the Southern army under the command of Major General Greene, by order of James Gunn, captain in a regiment of Continental cavalry, some time in the month of July, one thousand seven hundred and eighty-one.

Also, a petition of Richard Dale, of the City of Philadelphia, in the State of Pennsylvania, stating that the petitioner was in the command of the ship Ganges bound on a voyage from the port of Philadelphia, for Bengal, in the East Indies, when the said ship was purchased under an act of Congress authorizing the equipment of armed vessels for the protection of the commerce of the United States, passed in the month of May, one thousand seven hundred and ninety-eight; that the petitioner was induced to accept of the command of the said ship, after the purchase aforesaid, in consequence of an assurance from the then Secretary of the Navy, that he should be at no expense, except for his uniform, and particularly at none for his sea stores, which were then laid in on board the said ship for the voyage to Bengal: that, on the settlement of his accounts at the Navy Department, the sum of eight hundred and sixty-two dollars and seventy cents, was charged to the petitioner for the said sea stores; and praying that Congress will pass a law to exonerate him from the payment of the same.

Also, an account of Benjamin and Andrew Mifflin, clerks in the office of Israel Whelen, purveyor of public supplies, certified by the said purveyor, on the thirty-first of December last, exhibiting a claim against the United States, amounting to the sum of one hundred and thirteen dollars and fifty cents, for extra expenses incurred by them, in consequence of the removal of the said office from Philadelphia to the Buck tavern, on the Lancaster road, in the State of Pennsylvania, some time in the year one thousand eight hundred and two.

Ordered, That the said petitions and account be referred to the Committee of Claims.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill to provide for the granting of clearances to ships or vessels of the United States, lying in the river Mississippi, South of the Southern boundary of the United States, and therein to amend an act, entitled "An act to regulate the collection of duties on imports and tonnage," and for other purposes; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Saturday next.

Mr. Samuel Smith, from the same committee, presented, according to order, a bill supplementary to the act, entitled "An act providing passports for the ships and vessels of the United States;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Saturday next.

Mr. Samuel Smith, from the same committee, to whom was referred, on the twenty-eighth ultimo, the petition of Eliphalet Ladd, of the State of New Hampshire, made a report thereon; which was read and considered: Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

An engrossed bill supplementary to the "Act concerning Consuls and Vice Consuls," and for the further protection of American seamen, was read the third time, and the blanks therein filled up.

Resolved, That the said bill do pass, and that the title be, "An act supplementary to the 'Act concerning Consuls and Vice Consuls,' and for the further protection of American seamen."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A petition of James Miller, and others, whose names are thereunto subscribed, inhabitants and settlers on Mad river, in the State of Ohio, was presented to the House and read, praying that Congress will grant a right to the petitioners to purchase small portions of land, the property of the United States, in the said State of Ohio, on such terms and conditions as may be deemed reasonable and proper.

Ordered, That the said petition be referred to Mr. Nicholson, Mr. Hoge, and Mr. Davis; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, who delivered in the same, and then withdrew.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said bill under

consideration, and made several amendments thereto ; which he delivered in at the Clerk's table.

The House then proceeded to consider the said amendments at the Clerk's table ; and having made some progress therein,

An adjournment was called for : Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, FEBRUARY 4, 1803.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the eleventh of December last, the petition of Elisha Frizell, of the State of Massachusetts, made a report thereon ; which was read, and considered : Whereupon,

Resolved, That the prayer of the said petition ought not to be granted.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the twenty-sixth ultimo, the remonstrance of Joseph Darlington, and others, legal representatives of George Wilson, deceased, made a report thereon ; which was read, and considered : Whereupon,

Resolved, That the prayer of the said remonstrance cannot be granted.

A petition of John Whitney, of the State of Massachusetts, a refugee from the British province of Nova Scotia, was presented to the House and read, praying relief, in consideration of the loss of property which he has sustained by adhering to the American cause during the Revolutionary war with Great Britain.

Also, a petition of William Benson, praying the liquidation and settlement of a claim for the balance of pay, and the depreciation thereon, for his services as a soldier in the first Virginia regiment of light dragoons, on Continental establishment, from the month of June, one thousand seven hundred and seventy-eight, until the month of January, one thousand seven hundred and seventy-nine.

Also, a petition of John Jeffers, of Cornwall, in the County of Litchfield, and State of Connecticut, late a Captain in the army employed against the Indians on the Western frontiers of the United States, praying to be placed on the list of pensioners, in consideration of military services rendered, and personal injuries sustained, by the petitioner, in consequence thereof, which have rendered him incapable of obtaining a livelihood by labor ; or that such other relief may be afforded him, as to the wisdom of Congress shall seem meet.

Also, a petition of William Parlett, of the town of Bristol, in the State of Connecticut, late a soldier in Captain McClellan's company, in the first regiment of artillerists and engineers, to the like effect.

Ordered, That the said petitions be referred to the Committee of Claims.

A petition of Thomas Storm, and others, whose names are thereunto subscribed, sugar refiners of the city of New York, was presented to the House and read, praying that a law may pass allowing such drawback of duties on loaf and lump sugars exported from the United States to any foreign port or place, as Congress, in their wisdom, may deem proper.

Also, a memorial of John Frankford, executor of George Watts, late a citizen of the United States, and resident of the city of Philadelphia, deceased, in behalf of the orphan children of the said deceased, praying relief, in the case of the sloop Nancy, of Warren, purchased by the said George Watts, in his life time, at the Havana, some time in the month of June, one thousand eight hundred and two, and registered according to law, as an American bottom ; which said sloop and her cargo, were subjected to the payment of the duties of impost and tonnage imposed by law on foreign vessels, on her arrival at the port of Philadelphia, in the month of July, in the same year.

Also, a memorial of sundry gun manufacturers of the borough of Lancaster, in the State of Pennsylvania, whose names are thereunto subscribed, praying that the duty imposed by law on fire arms imported from foreign countries, may not be taken off ; and that such further encouragement may be given to the manufacture of the same within the United States, as to the wisdom of Congress shall seem meet.

Also, a petition of sundry gunsmiths, of the borough of York, and its vicinity, in the said State of Pennsylvania, whose names are thereunto subscribed, to the like effect.

Ordered, That the said petitions and memorials be referred to the Committee of Commerce and Manufactures.

A petition of William Linen, of the State of South Carolina, assignee of David Witherspoon, deceased, was presented to the House and read, praying that he may re-

ceive the pension heretofore allowed by the State of South Carolina, to the said David Witherspoon, in consideration of a wound which he received whilst in the actual service of the United States, at the battle on Sullivan's island, during the Revolutionary war with Great Britain.

Ordered, That the said petition be referred to the Committee of the Whole House to whom was committed, on the twenty-eighth ultimo, a report of the Committee of Claims on the petition of George Mason, of the said State of South Carolina.

The message, in writing, yesterday received from the President of the United States, was read, as followeth :

Gentlemen of the House of Representatives :

The enclosed letter and affidavits exhibiting matter of complaint against John Pickering, district judge of New Hampshire, which is not within Executive cognizance, I transmit them to the House of Representatives, to whom the Constitution has confided a power of instituting proceedings of redress, if they shall be of opinion that the case calls for them.

TH. JEFFERSON.

FEBRUARY 3, 1803.

The said message was read, and, together with the papers transmitted therewith, ordered to be referred to Mr. Nicholson, Mr. Bayard, Mr. Randolph, Mr. Tenney, and Mr. Elmendorf ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the eighteenth ultimo, the petition of Leonard Jarvis, of the State of Massachusetts, made a report thereon ; which was read, and ordered to lie on the table.

A petition of sundry inhabitants of Martha's Vineyard, in the State of Massachusetts, whose names are thereunto subscribed, was presented to the House and read, praying that a post road may be established from Boston to Holmehall, by the way of New Bedford, in the said State.

Ordered, That the said petition be referred to the committee appointed, on the fourteenth of December last, "to inquire whether any, and what, amendments are necessary to be made in the acts establishing a post office and post roads within the United States."

The House resumed the consideration of the amendments reported yesterday from the Committee of the Whole House, to the bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments ; and the same being twice read, the first, second, third, and fifth of the said amendments were, on the question severally put thereupon, agreed to by the House.

The fourth amendment being amended, was, on the question put thereupon, as amended, disagreed to by the House.

The said bill was then further amended at the Clerk's table : Whereupon,

A motion was made, and the question being put, that the bill as amended, be re-committed to the consideration of a Committee of the Whole House,

It passed in the negative.

On the question, that the said bill, with the amendments agreed to, be engrossed for a third reading,

It was resolved in the affirmative, { Yeas 62,
{ Nays 20.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative are,

Willis Alston,
John Archer,
James A. Bayard,
Thomas Boude,
Walter Bowie,
William Butler,
Samuel J. Cabell,
John Campbell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
Thomas T. Davis,

John Dawson,
John Dennis,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
Abiel Foster,
John Fowler,
Edwin Gray,
Daniel Heister,
Joseph Heister,
William Helms,

Joseph Hemphill,
Archibald Henderson,
William H. Hill,
William Hoge,
James Holland,
David Holmes,
Benjamin Huger,
George Jackson,
William Jones,
Michael Leib,
Thomas Lowndes,
David Meriwether,
Samuel L. Mitchell,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,

Those who voted in the negative, are;

John Bacon,
Phanuel Bishop,
Robert Brown,
John Condit,
Richard Cutts,
John Davenport,
Calvin Goddard,
Andrew Gregg,
Roger Griswold,
Seth Hastings,

Thomas Plater,
John Randolph, jun.
John Rutledge,
John Smith, *of New York*,
John Smith, *of Virginia*,
Samuel Smith,
Richard Stanford,
John Stanley,
John Stewart,
John Stratton,
John Taliaferro, jun.
Samuel Tenney,
Abram Trigg,
John Trigg,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Ebenezer Mattoon,
James Mott,
Elias Perkins,
Nathan Read,
Israel Smith,
Josiah Smith,
Henry Southard,
Joseph Stanton,
David Thomas,
Philip Van Cortlandt.

Ordered, That the said bill be read the third time on Monday next.

The Speaker laid before the House a letter from the Secretary of War, accompanying his report on the claims to lands for military services; also, on claims for duplicates of warrants issued from the Land Office of Virginia, and plats and certificates of surveys founded on such warrants, suggested to have been lost or destroyed, made agreeably to the second section of an act of Congress, passed the twenty-sixth day of April, one thousand eight hundred and two, entitled "An act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" which were read, and ordered to be referred to the committee appointed, on the twenty-ninth of December last, "to inquire into the propriety of granting further time to proprietors or holders of military land warrants to obtain and locate the same."

The Speaker laid before the House a letter from the Secretary of War, accompanied with his report and sundry documents respecting claims against the United States for services of the militia of the State of Georgia, in pursuance of a resolution of this House, of the third of April last; which were read, and ordered to be referred to Mr. Early, Mr. Mattoon, Mr. Jones, Mr. Dennis, and Mr. Taliaferro; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The several orders of the day were farther postponed until Monday next.
And then the House adjourned until Monday morning eleven o'clock.

MONDAY, FEBRUARY 7, 1803.

Ordered, That Mr. Stratton have leave to be absent from the service of this House, after to-morrow, and Mr. Tallmage, after Thursday next, for the remainder of the session.

The Speaker laid before the House a report from the Commissioners of the Sinking Fund, accompanying sundry statements exhibiting the proceedings which have been authorized by the Board, since their report of the sixteenth of December, one thousand eight hundred and one; which were read, and ordered to lie on the table.

A memorial of sundry sugar refiners, of the city of Baltimore, in the State of Maryland, whose names are thereunto subscribed, was presented to the House and read, praying a remission of the duties accruing on sugars refined within the United States,

prior to the first day of July, one thousand eight hundred and two, which were not delivered from the refineries until after that period.

Ordered, That the said memorial be referred to the Committee of Ways and Means. A memorial of sundry aliens residing in Chester County, in the State of Pennsylvania, whose names are thereunto subscribed, was presented to the House and read, praying a revision and amendment of an act of Congress, passed on the fourteenth of April last, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject," so far as relates to such aliens who have come into the United States, between the Summer of one thousand seven hundred and ninety-eight, and the Spring of one thousand eight hundred and one, with an intention of permanently residing within the same.

A motion was made, and the question being put, that the said memorial be referred to a Select Committee, to consider and report thereon to the House,

It passed in the negative.

A memorial and remonstrance of Moses Hazen, formerly a Brigadier General in the Continental Army, by Moses White, his Attorney, was presented to the House and read, praying that he may be allowed the balance due to him, with the interest thereon, for military services rendered, and expenses incurred, by the memorialist on public account, during the Revolutionary war with Great Britain.

Ordered, That the said memorial and remonstrance be referred to the Committee of Claims.

A petition of sundry inhabitants of the County of Fairfield, in the State of Ohio, whose names are thereunto subscribed, was presented to the House and read, praying revision and amendment of such acts or parts of acts heretofore passed by Congress, as relate to the terms of sale of lands, the property of the United States within the said State; and that the petitioners and others who have purchased, or may hereafter purchase, the said lands, may not be liable to the payment of interest on the instalments due, or to become due thereon.

Ordered, That the said petition be referred to the committee appointed, on the third instant, on the petition of sundry inhabitants and settlers on Mad river, in the said State of Ohio; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Helms, from the committee to whom was re-committed, on the second instant, the bill to make provision for persons that have been disabled by known wounds received in the service of the United States, during the Revolutionary war, reported an amendatory bill; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Wednesday next.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled "An act for the relief of Henry Messonnier;" the bill, entitled "An act authorizing the sale of a piece of land, parcel of the Navy Yard belonging to the United States in Charlestown, in the State of Massachusetts, to the proprietors of the Salem Turnpike Road and Chelsea Bridge Corporation;" and the bill, entitled "An act for the relief of the sufferers by fire in the town of Portsmouth," with an amendment to the last mentioned bill; to which they desire the concurrence of this House. The Senate have also passed a bill, entitled "An act to provide for the due execution of the laws of the United States, within the State of Ohio;" to which they desire the concurrence of this House. And then he withdrew.

An engrossed bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments, was read the third time: Whereupon,

A motion was made, and the question being put, that the said bill be re-committed to the consideration of a Committee of the Whole House,

It passed in the negative.

Ordered, That the said bill be re-committed to Mr. Hill, Mr. Early, Mr. Huger, Mr. Randolph, and Mr. Campbell.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to provide for the granting of clearances to ships or vessels of the United States lying in the river Mississippi, South of the Southern boundary of the United States, and therein to amend an act, entitled "An act to regulate the collection of duties on imports and tonnage," and for other purposes; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum re-

ported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

Ordered, That the committee to whom was referred so much of the message from the President of the United States, "as relates to the militia institution of the United States," have leave to report thereon by bill or bills, or otherwise.

Mr. Varnum, from the committee last mentioned, made a report; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. Varnum, from the same committee, presented, according to order, a bill in addition to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the Committee of the Whole House last appointed.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, FEBRUARY 8, 1803.

Ordered, That Mr. Dennis have leave to be absent from the service of this House, for the remainder of the session.

A memorial of sundry aliens of the town of Carlisle, in the County of Cumberland, and State of Pennsylvania, whose names are thereunto subscribed, to the same effect with a memorial presented yesterday from sundry aliens of Chester County, in the said State of Pennsylvania, was presented to the House and read: Whereupon,

A motion was made, and the question being put, that the said memorial be referred to a Select Committee, to consider and report thereon to the House,

It passed in the negative, { Yeas 23,
{ Nays 61.

The yeas and nays being demanded by one-fifth of the members present.
Those who voted in the affirmative, are,

John Archer,
Robert Brown,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
John Dawson,
Andrew Gregg,
John A. Hanna,
Joseph Heister,
David Holmes,
George Jackson,

William Jones,
Michael Leib,
Anthony New,
John Smilie,
Samuel Smith,
Joseph Stanton,
Abram Trigg,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Those who voted in the negative, are,

Willis Alston,
John Bacon,
Theodorus Bailey,
James A. Bayard,
Thomas Boude,
William Butler,
Thomas Claiborne,
Manasseh Cutler,
Richard Cutts,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmier,

Abiel Foster,
Calvin Goddard,
Edwin Gray,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Daniel Heister,
William Helms,
Joseph Hemphill,
Archibald Henderson,
William Hoge,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,

David Meriwether,
 Thomas Moore,
 Lewis R. Morris,
 Thomas Morris,
 James Mott,
 Joseph H. Nicholson,
 Elias Perkins,
 John Randolph, Jr.
 Nathan Read,
 John Rutledge,
 William Shepard,
 John Cotton Smith,
 John Smith, of New York,
 Josiah Smith,
 Henry Southard,
 Richard Stanford,

John Stanley,
 John Stewart,
 John Stratton,
 Benjamin Tallmidge,
 Samuel Tenney,
 Samuel Thatcher,
 Thomas Tillinghast,
 John Trigg,
 George B. Upham,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Killian K. Van Rensselaer,
 Peleg Wadsworth,
 Lemuel Williams,
 Henry Woods.

A petition of sundry inhabitants of the town of Alexandria, in the District of Columbia, whose names are thereunto subscribed, was presented to the House and read, stating the inconveniences to which they have been, and are now subjected, in case of the fees allowed by law to the marshal, clerks, and attorneys, of the courts in the said district; and praying that the same may be reduced, for the reasons therein specified; also, that an additional session of the Circuit Court for the county of Alexandria, may be directed, by law, to be holden on the fourth Monday of March, in each year.

Ordered, That the said petition be referred to the committee to whom were referred, on the twenty-eighth ultimo, the memorials of the citizens and inhabitants of the city of Washington, and of the said town of Alexandria; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A petition of John Edgar, of the county of Randolph, in the Indiana territory of the United States, was presented to the House and read, praying a reimbursement from the Treasury of the United States, of the sum of one thousand four hundred and eighty-three dollars and fifty-seven cents, being the amount of sundry articles of merchandise furnished by the petitioner, from the year one thousand seven hundred and seventy-seven, to the year one thousand seven hundred and ninety, for the safety of the settlements between Kaskaskias and Kahokia, bordering on the Mississippi river, from the hostile incursions of several tribes of Indians.

Ordered, That the said petition be referred to the Committee of Claims.

Mr. Southard, from the committee appointed on the fourteenth of December last, presented, according to order, a bill further to alter and establish certain post roads, and for other purposes; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Friday next.

The Speaker laid before the House a letter from William Henry Harrison, President of the Convention held in and for the Indiana territory of the United States, at Vincennes, in the month of December last, transmitting a copy of the proceedings of the said Convention relative to the suspension for ten years, on the part of the said territory, of the sixth article of the ordinance of Congress under the former Government, of the thirteenth of July, one thousand seven hundred and eighty-seven; which were read, and ordered to be referred to Mr. Randolph, Mr. Griswold, Mr. Robert Williams, Mr. Lewis R. Morris, and Mr. Hoge; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A memorial and petition of the inhabitants of the said Indiana territory, signed by order, and in behalf of a convention of the said inhabitants, by William Henry Harrison, the President thereof, was presented to the House and read, stating various matters therein specified and recited, which, in the opinion of the memorialists, deserve the consideration of Congress; and praying that the propositions submitted by the memorialists, may be adopted, for the convenience and benefit of the people of the said territory.

Ordered, That the said memorial and petition be referred to the Select Committee last appointed.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-sixth ultimo, the petition of Ann Elliott, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Friday next.

An engrossed bill to provide for the granting of clearances to ships or vessels of the United States, lying in the river Mississippi, South of the Southern boundary of the United States, and therein to amend an act, entitled "An act to regulate the Collection of duties on imports and tonnage," and for other purposes, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to provide for the granting of clearances to ships or vessels of the United States, lying in the river Mississippi, South of the Southern boundary of the United States, and therein to amend an act, entitled 'An act to regulate the collection of duties on imports and tonnage,' and for other purposes."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The bill sent from the Senate, entitled "An act to provide for the due execution of the laws of the United States within the State of Ohio," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to Mr. Israel Smith, Mr. Thomas Morris, Mr. Elmer, Mr. Jackson, and Mr. Hemphill.

The House proceeded to consider the amendment proposed by the Senate to the bill, entitled "An act for the relief of the sufferers by fire, in the town of Portsmouth :" Whereupon,

Ordered, That the said amendment be referred to a Committee of the Whole House to-morrow.

A motion was made, and the question being put, that the House do now, according to the standing order of the day, resolve itself into a Committee of the Whole House on the state of the Union,

It passed in the negative, $\begin{cases} \text{Yea} & \dots \dots \dots 37; \\ \text{Nay} & \dots \dots \dots 61. \end{cases}$

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

James A. Bayard,
Thomas Boude,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Lewis R. Morris,

Thomas Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
John Cotton Smith,
Josiah Smith,
John Stanley,
Benjamin Tallmage,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Samuel Bishop,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,

Thomas T. Davis,
John Dawson,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
John Fowler,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Helms,

William Hoge,
James Holland,
David Holmes,
George Jackson,
William Jones,
Michael Leib,
David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, Jr.
Joseph H. Nicholson,
John Randolph, Jr.
John Smilie,
Israel Smith,
John Smith, of New York,

John Smith, of Virginia,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Taliaferro, Jr.
David Thomas,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynn.

On a motion made and seconded, that the House do come to the following resolutions:

Resolved, That it is expedient for Congress to re-cede to the State of Virginia, the jurisdiction of that part of the Territory of Columbia which was ceded to the United States by the said State of Virginia, by an act passed the third day of December, in the year one thousand seven hundred and eighty-nine, entitled "An act for the cession of ten miles square, or any lesser quantity of territory within this State, to the United States in Congress assembled, for the permanent seat of the General Government :" provided the said State of Virginia shall consent and agree thereto.

Resolved, That it is expedient for Congress to re-cede to the State of Maryland, the jurisdiction of that part of the Territory of Columbia which was ceded to the United States by the said State of Maryland, by an act passed the nineteenth day of December, in the year one thousand seven hundred and ninety-one, entitled "An act concerning the Territory of Columbia and the City of Washington :" provided the said State of Maryland shall consent and agree thereto.

Ordered, That the said motion be referred to a Committee of the Whole House immediately.

The House accordingly resolved itself into the said committee ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said motion under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said motion.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, FEBRUARY 9, 1803.

Ordered, That Mr. Jones have leave to be absent from the service of this House, after Monday next, for the remainder of the session.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined two enrolled bills, to wit :

"An act for the relief of Henry Messonier ;" and "An act authorizing the sale of a piece of land, parcel of the Navy Yard belonging to the United States, in Charlestown, in the State of Massachusetts, to the proprietors of the Salem Turnpike Road and Chelsea Bridge Corporation ;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the sixth ultimo, the petition of John McIntire, presented the thirty-first of December, one thousand eight hundred and one, made a report thereon ; which was read, and ordered to lie on the table.

A memorial of James Price, only son and heir of James Price, deceased, was presented to the House and read, praying compensation for services rendered, and the loss of property and other injuries sustained, by the deceased, in adhering to the American cause during the Revolutionary war with Great Britain.

Also, a petition of William Breck, junior, commander of a merchant ship called the

Despatch, employed in the East India trade, in the year one thousand seven hundred and ninety-nine, praying that such reasonable allowance may be made to him as Congress in their wisdom may deem proper, for provisions and sea stores which he furnished to a certain Stephen Bruce, on a voyage from the Northwest coast of America to Canton, in China, and from thence to the State of Massachusetts, for the reasons therein specified.

Also, a memorial of Stephen Sayre, praying the liquidation and settlement of a claim for services rendered by the memorialist some time in the year one thousand seven hundred and seventy-seven, as an agent employed on behalf of the United States in Europe, to procure arms, clothing, and other supplies, for our common safety and defence.

Ordered, That the said memorials and petition be referred to the Committee of Claims.

A petition of John D'Wolf, of Bristol, in the State of Rhode Island, merchant, was presented to the House and read, praying relief in the case of a certain bond given by the petitioner to the Collector for the District of Boston and Charlestown, conditioned for the delivery of a quantity of spirits distilled within the United States out of the limits of the same; which distilled spirits were actually exported, some time in the year one thousand seven hundred and ninety-six, to De Almina Castle, on the coast of Africa, and a certificate obtained of their having been duly landed there; but, owing to a miscarriage or loss of the said certificate, a judgment on the said bond has been rendered against the petitioner, in the District Court of the United States for the district of Massachusetts, for the amount thereof, together with costs of suit.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting two statements of the importations in American and foreign vessels, commencing the first of October, one thousand eight hundred, and ending on the thirtieth of September, one thousand eight hundred and one, in pursuance of a resolution of this House of the twenty-ninth of May, one thousand seven hundred and ninety-eight; which were read, and ordered to lie on the table.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to provide an additional armament for the protection of the seamen and commerce of the United States; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

A motion was made, and the question being put, that the House do now, according to the standing order of the day, resolve itself into a Committee of the Whole House on the State of the Union,

It passed in the negative, { Yeas 28.
{ Nays 54.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

James A. Bayard,
Thomas Boude,
John Campbell,
Samuel W. Dana,
John Davenport,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
Seth Hastings,
Archibald Henderson,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon
Lewis R. Morris,

Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
John Cotton Smith,
Josiah Smith,
John Stanley,
Benjamin Tallmage,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upham,
Peleg Wadsworth,
Lemuel Williams.

Those who voted in the negative are,

Willis Alston,
John Bacon,
Theodorus Bailey,
Phanuel Bishop,
Richard Brent,

Robert Brown,
William Butler,
Samuel J. Cabell,
John Clopton,
John Condit,

Richard Cutts,
 Thomas T. Davis,
 John Dawson,
 Peter Early,
 Lucas Elmendorf,
 William Eustis,
 Edwin Gray,
 Andrew Gregg,
 John A. Hanna,
 Daniel Heister,
 Joseph Heister,
 William Helms,
 William Hoge,
 James Holland,
 David Holmes,
 George Jackson,
 William Jones,
 Michael Leib,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 James Mott,

Anthony New,
 Thomas Newton, jun.
 Joseph H. Nicholson,
 John Randolph, jun.
 John Smilie,
 John Smith, of New York,
 John Smith, of Virginia,
 Samuel Smith,
 Henry Southard,
 Richard Standford,
 Joseph Stanton,
 John Stewart,
 John Taliaferro, jun.
 David Thomas,
 Philip R. Thompson,
 John Trigg,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Isaac Van Horne,
 Robert Williams,
 Richard Winn,
 Thomas Wynns.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims, of the twenty-eighth ultimo, on the petition of George Mason, of the State of South Carolina, to which Committee of the Whole House was also referred the petition of William Linen, of the same State; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hanna reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolution contained therein; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

Resolved, That provision ought to be made, by law, for the payment of such invalid pensioners as were placed on the list in the State of South Carolina, agreeably to the former resolves of Congress, who, by the regulations of that State, were entitled to pensions at the commencement of the present Government of the United States, and who have not since been paid the same.

Ordered, That a bill or bills be brought in, pursuant to the said resolution; and that the Committee of Claims do prepare and bring in the same.

On motion,

Ordered, That the Committee of the Whole House on the state of the Union, to whom were referred, on the third ultimo and first instant, two motions, in the form of concurrent resolutions of the two Houses, proposing an article of amendment to the Constitution of the United States relative "to the election of a President and Vice President," be discharged from the consideration of the said motions, and that all farther proceedings therein be postponed until the first Monday of November next.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on a motion yesterday referred to them "on the expediency of receding the jurisdiction of the Territory of Columbia to the States of Virginia and Maryland, respectively; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said motion under consideration, and directed him to report to the House their disagreement to the same; which he delivered in at the Clerk's table.

The House then proceeded to consider the said motion at the Clerk's table: Whereupon,

The first resolution contained therein, to which the Committee of the Whole House reported their disagreement, being twice read, in the words following, to wit:

Resolved, That it is expedient for Congress to recede to the State of Virginia the jurisdiction of that part of the Territory of Columbia, which was ceded to the United States by the said State of Virginia, by an act passed the third day of December, in the year thousand seven hundred and eighty-nine, entitled "An act for the cession of ten miles square, or any lesser quantity of territory within this State, to the United States in Congress assembled, for the permanent seat of the General Government;" provided the said State of Virginia shall consent and agree thereto:

The question was taken that the House do concur with the Committee of the Whole House in their disagreement to the same,

And resolved in the affirmative, { Yeas..... 66.
Nays..... 26.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Theodorus Bailey,
James A. Bayard,
Thomas Boude,
Richard Brent,
Robert Brown,
John Campbell,
John Clopton,
John Condict,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
William Dickson,
Peter Early,
William Eustis,
Abiel Foster,
Calvin Goddard,
Edwin Gray,
Andrew Gregg,
Roger Griswold,
William Barry Grove,
John A. Hanna,
Daniel Heister,
William Helms,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
David Holmes,
Benjamin Huger,
Samuel Hunt,
George Jackson,
William Jones,
Ebenezer Mattoon,

David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
Lewis R. Morris,
Thomas Morris,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
Israel Smith,
John Cotton Smith,
John Smith, of *Virginia*,
Samuel Smith,
Henry Southard,
John Stanley,
John Stewart,
John Taliaferro, jun.
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
Philip R. Thompson,
Abram Trigg,
John Trigg,
George B. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Richard Wynn,
Thomas Wynns.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Phanuel Bishop,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
John Fowler,

William Hoge,
James Holland,
Michael Leib,
James Mott,
John Randolph, jun.
John Smilie,
John Smith, of *New York*,
Josiah Smith,
Richard Stanford,
David Thomas,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams.

The second and last resolution contained in the said motion, to which the Committee of the Whole House reported their disagreement, being twice read, in the words following, to wit :

Resolved, That it is expedient for Congress to recede to the State of Maryland, the jurisdiction of that part of the territory of Columbia, which was ceded to the United States by the said State of Maryland, by an act passed the nineteenth day of December, in the year one thousand seven hundred and ninety-one, entitled "An act concerning the Territory of Columbia and the City of Washington;" provided the said State of Maryland shall consent and agree thereto ;

The question was taken that the House do concur with the Committee of the Whole House in their disagreement to the same,

And resolved in the affirmative.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, FEBRUARY 10, 1803.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, on the ninth instant, present to the President of the United States, for his approbation, the following enrolled bills, to wit :

"An act for the relief of Henry Messonnier," and "An act authorizing the sale of a piece of land, parcel of the Navy Yard belonging to the United States, in Charlestown, in the State of Massachusetts, to the proprietors of the Salem Turnpike Road and Chelsea Bridge Corporation."

An engrossed bill to provide an additional armament for the protection of the seamen and commerce of the United States was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to provide an additional armament for the protection of the seamen and commerce of the United States."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Green, the Delegate in this House from the Mississippi Territory of the United States, presented to the House certain resolutions of the General Assembly of the said Territory, and a memorial thereto annexed, from the said Assembly, addressed to the President, Senate, and House of Representatives, of the United States, representing the inconveniences to which they have been and are now subjected, in consequence of shutting the port of New Orleans, in virtue of a proclamation of the Spanish Intendant of the said port, without having a place of deposite on the Mississippi river assigned to them in lieu thereof.

The said resolutions and memorial were read, and ordered to be referred to the Committee of the Whole House on the state of the Union.

A memorial of the Board of Trustees of Jefferson College in the Mississippi Territory of the United States, signed by William C. C. Claiborne, their President, and attested by Felix Hughes, their Secretary, was presented to the House and read, praying that an endowment of lands, or such other aid as Congress in their wisdom may deem proper, may be granted for the benefit and accommodation of the said College, and thereby to promote the education of youth within the said Territory.

Ordered, That the said memorial be referred to the committee appointed, the eleventh of December last, on the petition of James Dohertie and others, citizens of the said Mississippi Territory ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A memorial of sundry citizens of the United States, and inhabitants of the city and State of New York, was presented to the House and read, praying that a monument may be erected to perpetuate the memory of a number of American citizens who perished on board of the British prison ships, or who were slain in defence of their country, during the Revolutionary war ; the bones and other remains of whom have been, and still are, daily seen at and near the site of the present Navy Yard of the United States, in the vicinity of the said city, scarce earthed in the falling banks, or exposed on the naked shores.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the twenty-fourth ultimo, the bill sent from the Senate, entitled "An act to carry into effect several resolutions of Congress for erecting monuments to the memories of Generals Wooster, Harkemer, Davidson, and Schriven," together with the report of a select committee, proposing amendments thereto.

Mr. Thompson, from the committee appointed, presented, according to order, a bill for establishing the government of the Territory of Columbia ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

On motion,

Resolved, That the Secretary of the Navy be directed to examine into the facts stated in the petition of Thomas Shubrick, which was presented to this House on the twenty-fourth day of December last, and report the same, with his opinion thereon, at the next session of Congress.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee of the second instant, to whom were referred, on the twenty-third of December last, a letter from Edward Tiffin, President of the Convention of Ohio, and a letter from Thomas Worthington, special agent of the said State, enclosing a copy of the Constitution thereof, together with sundry propositions in addition to, and in modification of, those contained in an act passed at the last session of Congress ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolutions contained therein, with two amendments ; which he delivered in at the Clerk's table, where the same being severally read, the first amendment was, on the question put thereupon, agreed to, and the other disagreed to by the House.

The said resolutions, as amended, were again severally read, at the Clerk's table, and agreed to by the House, as follow :

1. *Resolved*, That a donation, equal to one thirty-sixth part of the amount of the lands in the United States' Military Tract, within the State of Ohio, be made, for the support of Schools within that tract.

2. *Resolved*, That a donation equal to one thirty-sixth part of the County of Trumbull, be made, out of the lands within the United States' Military Tract, for the support of Schools within the said County of Trumbull.

3. *Resolved*, That a donation equal to one thirty-sixth part of the Virginia reservation, so far as the unlocated lands, within that reservation, (after the warrants issued by that State shall have been first satisfied,) will supply the same, be made, for the support of Schools in the district contained between the Scioto and Little Miami rivers.

4. *Resolved*, That a like provision, for the use of Schools, be made, out of any lands which may hereafter be acquired from the Indian tribes.

5. *Resolved*, That the lands which now are, or hereafter may be, appropriated to the use of Schools within the State of Ohio, be vested in the Legislature thereof, in trust for that object.

6. *Resolved*, That not less than three-fifths of the sum offered to be appropriated by Congress, for the opening of roads, from the Western to the Atlantic waters, shall be appropriated under the direction of the State of Ohio, for the laying out of roads within that State.

7. *Resolved*, That, in lieu of the Township proposed to be granted for the use of an Academy, by the act passed the fifth day of May, one thousand seven hundred and ninety-two, there be granted to the State of Ohio, for the purposes described in that act, one other entire township, within the district of Cincinnati ; provided that the State of Ohio shall relinquish to the United States, all their claims, under the act aforesaid, against the said John C. Symmes.

8. *Resolved*, That these propositions shall depend on the compliance, by the State of Ohio, with the provisions of the third proposition, and second section of the aforesaid act, intituled "An act to enable the People of the Eastern division of the Territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes," passed the thirtieth day of April, one thousand eight hundred and two.

Ordered, That a bill or bills be brought in, pursuant to the said resolutions ; and that Mr. Randolph, Mr. Elmendorf, Mr. Goddard, Mr. Henderson, and Mr. Archer, do prepare and bring in the same.

On motion,

Resolved, That the Commissioners, appointed under "An act for the amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory," be, and they are hereby, authorized to cause to be printed, their report respecting the claims of settlers, or other persons, together with such documents as may accompany the same ; and that the expense thereof be defrayed out of the contingent fund of this House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee of the thirty-first ultimo, on so much of the message from the President of the United States, of the fifteenth ultimo, "as relates to our concerns with the Indian tribes, and the establishment of a new settlement ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolutions contained therein ; which he delivered in at the Clerk's table, where the same were, severally, twice read, and agreed to by the House, as follow .

1. *Resolved*, That the law passed on the eighteenth day of April, one thousand seven hundred and ninety-six, entitled "An act for establishing trading-houses with the Indian tribes, and which was revived and continued by another law, passed on the thirtieth day of April, one thousand eight hundred and two, ought to be farther continued, with the appropriations therefor, for the term of two years, from the fourth day of March next; and from thence until the end of the next session of Congress.

2. *Resolved*, That an additional sum of ten thousand dollars ought to be appropriated, to enable the Executive to embrace any favorable opportunity of obtaining farther cessions of land from the Indians.

3. *Resolved*, That the sum of two thousand dollars ought to be appropriated, for the purpose of procuring articles necessary to the establishment of salt-works on the Wabash river; and that the Executive ought to be authorized to lease the same for a term not exceeding — years, to one or more persons, as shall appear most advantageous to the public, and on conditions which shall ensure the working of them.

4. *Resolved*, That an office ought to be opened for the sale of land, within the Mississippi Territory, to which the Indian title has been, or shall be extinguished, on conditions which shall guard against monopoly, and encourage the actual settlement of the same; and that prompt measures ought to be taken for the adjustment of all existing rights and claims within the said Territory.

Ordered, That a bill or bills be brought in, pursuant to the said resolutions; and that Mr. Dawson, Mr. Thomas Morris, Mr. Hoge, Mr. Hastings, and Mr. Meriwether, do prepare and bring in the same.

On motion,

Ordered, That so much of a letter, dated the thirteenth ultimo, from the Secretary of the Treasury to the Chairman of the Committee to whom were referred the letters of Edward Tiffin, President of the Convention of Ohio, and Thomas Worthington, special Agent of the said State, together with a copy of the Constitution thereof, and sundry propositions in addition to, and in modification of, those contained in an act passed at the last session of Congress, as relates to the sale of lands, the property of the United States, within the said State of Ohio, be referred to the committee appointed the seventeenth of December last, on that part of the message from the President of the United States, of the fifteenth of the same month, which "relates to our concerns with the Indian tribes, and the establishment of a new settlement."

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of Moses White; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a committee of the Whole House on the bill making an appropriation for the preservation of timber, on the public Navy Yards, and for the improvement of the same; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof, and that the said bill be recommitted to the Committee of Ways and Means.

Mr. Early, from the committee to whom were referred, on the fourth instant, a letter and report from the Secretary of War, accompanied with sundry documents, respecting claims against the United States, for services of the Militia of the State of Georgia, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Secretary of State, of the twenty-fifth ultimo, on the memorial of Tobias Lear; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Davis reported that the committee had, according to order, had the said report under consideration, and made some progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said report,

It passed in the negative.

Ordered, That the Committee of the Whole House be discharged from the farther consideration thereof; and that the said report and memorial, together with the documents accompanying the same, be recommitted to the Committee of Claims.

Mr. Hill, from the committee to whom was recommitted, on the seventh instant, an engrossed bill to prevent the importation of certain persons, whose admission is prohibited by certain laws of the State Governments, reported an amendatory bill to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, FEBRUARY 11, 1803.

Ordered, That Mr. Lewis R. Morris and Mr. Henderson have leave to be absent from the service of this House, after Monday next, for the remainder of the Session.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the twenty-first of December last, the petition of Bernard Glenn, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House to-morrow.

Ordered, That the Committee of Commerce and Manufactures, to whom was referred, on the fourth instant, the memorial of Thomas Storm and others, sugar refiners, of the City and State of New York, have leave to report thereon by bill or bills, or otherwise.

A petition of the inhabitants of the Island and Town of Nantucket, in the State of Massachusetts, was presented to the House and read, praying the aid and patronage of Congress, to enable the petitioners to open a channel near the Harbor of Nantucket, for the accommodation and safety of their ships and vessels, carrying on the whale fishery, by granting to them the revenue accruing to the United States from the said Island and Town, for a short term, or in such other manner as shall appear most eligible and proper.

Also, a memorial of sundry inhabitants of Charles County, in the State of Maryland, whose names are thereunto subscribed, in opposition to the prayer of a memorial, presented the thirteenth ultimo, from sundry traders, pilots, and builders, concerned in navigation, in the district of Nanjemoy, and State of Maryland aforesaid, was presented to the House and read.

Also, a memorial of Stephen Kingston, of the City of Philadelphia, in the State of Pennsylvania, merchant, praying that he may receive the drawback of duties on a certain quantity of cinnamon, muslins, and loaf sugar, exported by him, some time in the month of July, one thousand eight hundred and one, from the port of Philadelphia, and duly landed without the limits of the United States, at different ports in the Mediterranean; which drawback of duties has hitherto been refused, in consequence of an informality in the shipment of the aforesaid articles, for exportation, which it was not in the power of the memorialist to foresee or prevent.

Ordered, That the said petition and memorials be referred to the Committee of Commerce and Manufactures.

Petitions of sundry citizens of the State of Pennsylvania, whose names are thereunto subscribed, were presented to the House and read, respectively praying that a post road may be established from Lancaster, by the way of Elizabethtown, Middletown, and Harrisburg, to Carlisle, in the said State.

Ordered, That the said petitions be referred to the Committee of the Whole House to whom was committed, on the eighth instant, the bill further to alter and establish certain post roads, and for other purposes.

An engrossed bill for the relief of Moses White was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for the relief of Moses White."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Israel Smith, from the committee to whom was committed, on the eighth instant, the bill sent from the Senate, entitled, "An Act to provide for the due execution of the laws of the United States, within the State of Ohio," reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the supplementary report of the Committee of Commerce and Manufactures, of the twenty-sixth ultimo, to whom was recommitted their report on the petition of Samuel Corp; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said supplementary report under consideration, and directed him to report to the House their agreement to the resolution contained therein; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth:

Resolved, That the collector of the port of New York be, and he is hereby, authorized to pay to Samuel Corp, the amount of three debentures, payable in April, June, and August, one thousand eight hundred, which were issued to him on account of goods exported by him to New Orleans on board the ship Chesapeake, captain Tombs, in the month of August, one thousand seven hundred and ninety nine; provided that every requisite, agreeably to law, for the obtaining such drawbacks, shall have been complied with.

Ordered, That a bill or bills be brought in, pursuant to the said resolution; and that the Committee of Commerce and Manufactures do prepare and bring in the same.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the amendatory bill to make provision for persons that have been disabled by known wounds received in the actual service of the United States, during the Revolutionary war; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto; which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendment, do lie on the table.

Mr. Randolph, from the Committee of Ways and Means, to whom was referred, on the seventh instant, the memorial of sundry sugar refiners, of the city of Baltimore, and State of Maryland, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill for the relief of Samuel Corp; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The Speaker laid before the House a report from the Secretary of State on the petition of William Wilson, John Potts, and David Easton, referred to him by order of the House on the seventeenth ultimo; which was read, and, together with the said petition and the documents accompanying the same, ordered to be committed to the Committee of Claims.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying that the President did, on the tenth instant, approve and sign two acts which originated in this House, to wit;

"An act for the relief of Henry Messonnier," and "An act authorizing the sale of a piece of land, parcel of the navy yard belonging to the United States in Charlestown, in the State of Massachusetts, to the proprietors of the Salem Turnpike Road and Chelsea Bridge Corporation."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A petition of Charles Hyde, late captain and paymaster of the first United States, regiment of infantry, was presented to the House and read, praying the liquidation and settlement of a claim for moneys paid by him, in the capacity of paymaster aforesaid, to a certain captain Abner Prior, for his services as an acting surgeon's mate, for the garrison at Michilimackinac, in the years one thousand seven hundred and ninety-six and one thousand seven hundred and ninety-seven.

Ordered, That the said petition, together with the petition of Oliver Pollock, presented the tenth of February, one thousand eight hundred and two, and the documents accompanying the same, be referred to the Committee of Claims.

A petition, in the French language, of sundry inhabitants of Post Saint Vincennes, in the Indiana Territory of the United States, whose names are thereunto subscribed, was presented to the House and read, complaining of intrusion by citizens of the United States, on lands which the petitioners claim, under a title from certain Indian tribes, and of other grievances therein specified, to which they have been, and now are, subjected; and praying the interposition of Congress to redress the same; also, that a

small portion of wood-land on each side of the Oubache river, adjoining the lands which they now possess, may be granted for the common use and benefit of the petitioners.

Ordered, That the said petition be referred to the committee appointed the eighth instant, on a letter from William Henry Harrison, President of the Convention, and a memorial of the inhabitants of the Indiana Territory of the United States ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Jones, from the committee to whom was referred, on the 28th ultimo, a letter from David Humphreys, relative to the disposition of certain presents which he received from the Dey of Algiers and the King of Spain, whilst in the capacities of Minister Resident of the United States, at the Court of Lisbon, and Minister Plenipotentiary at the Court of Madrid, made a report thereon ; which was read, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

SATURDAY, FEBRUARY 12, 1803.

Ordered, That Mr. Hemphill have leave to be absent from the service of this House, after Wednesday next, for the remainder of the session.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the first instant, the petition of Jonathan Hastings, Deputy Postmaster of Boston, in the State of Massachusetts, made a report thereon ; which was read, and considered ; Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

A memorial of James Gillespie, of the State of North Carolina, was presented to the House and read, praying compensation for services rendered, and expenses incurred, by the memorialist, on account of a contract which he entered into with the Postmaster General of the United States, for carrying the mail between Wilmington, in North Carolina, and Georgetown, in South Carolina, some time in the year one thousand seven hundred and ninety-nine.

Also, a remonstrance of Andrew Jackson, of the State of Tennessee, praying that a law may pass for a remission of such proportions of the duty on spirits distilled, and on stills, in all cases where the said stills or distilling materials have been consumed by fire, or otherwise destroyed, as may have been paid on account of licenses for working the same, or be deemed to accrue to the United States, after the time of destruction, as aforesaid.

Ordered, That the said memorial and remonstrance be referred to the Committee of Claims.

A petition of sundry citizens of the State of Pennsylvania, whose names are thereunto subscribed, was presented to the House and read, praying that a post road may be established from Carlisle to Shippensburg, by the way of Newville, in the said State.

Ordered, That the said petition be referred to the Committee of the Whole to whom was committed, on the eighth instant, the bill further to alter and establish certain post roads, and for other purposes.

On motion,

Ordered, That the bill sent from the Senate, entitled "An act to provide for the due execution of the laws of the United States within the State of Ohio," be re-committed to a Committee of the Whole House to-day.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the amendment proposed by the Senate to the bill, entitled "An act for the relief of the sufferers by fire, in the town of Portsmouth ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said amendment under consideration, and directed him to report to the House their agreement to the same.

The House then proceeded to consider the said amendment at the Clerk's table ; and the same being twice read,

The question was taken, that the House do concur with the Committee of the Whole House in their agreement to the said amendment,

And resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill sent from the Senate, entitled "An act to provide for the

due execution of the laws of the United States, within the State of Ohio ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

The said bill was then read the third time.

And, on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill supplementary to the act, entitled "An act providing passports for the ships and vessels of the United States ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be engrossed, and read the third time on Monday next.

Mr. Davis, from the committee appointed, on the 25th ultimo, "to inquire into the expediency of concentrating the several public offices and other public buildings belonging to the United States, in the city of Washington," made a report thereon ; which he delivered in at the Clerk's table, where the same was read, in the words following, to wit :

"That, in their opinion, no alteration ought to be made in the sites of the public offices or other public buildings belonging to the United States, in the city of Washington."

The House proceeded to consider the said report at the Clerk's table ; and the same being again read, was, on the question put thereupon, agreed to by the House.

Mr. Huger, from the committee appointed on so much of the message from the President of the United States, of the fifteenth of December last, as relates "to the fostering of the fisheries of the United States," made a report thereon ; which was read, and ordered to be referred to a Committee of the Whole House on Tuesday next.

On a motion made and seconded, that the House do come to the following resolutions:

Resolved, That provision ought to be made, by law, for making such alterations in the Capitol, as may be necessary for the future accommodation of Congress.

Resolved, That the sum of —— dollars be appropriated for the same :

Ordered, That the said motion be referred to a Committee of the Whole House on Wednesday next.

Mr. Southard, from the committee appointed, on the twenty-ninth of December last, "to inquire into the propriety of granting further time to proprietors or holders of military land warrants to obtain and locate the same ;" who were instructed by a resolution of this House, of the twenty-sixth ultimo, "to inquire into the expediency of authorizing the proprietors or holders of military land warrants to locate their respective claims on a less quantity than four thousand acres ;" and to whom were referred, on the fourth instant, two reports of the Secretary of War : one on the claims to lands for military services ; the other, on claims for duplicates of warrants issued from the Land Office of Virginia, and plats and certificates of surveys founded on such warrants suggested to have been lost or destroyed ; made a report thereon ; which was read, and considered : Whereupon,

Resolved, That further time ought to be given to the holders or proprietors of military land warrants to obtain and locate the same.

Resolved, That provision ought to be made, by law, to enable persons holding military land warrants, by transfer or assignment, to locate them on a less quantity than four thousand acres.

Resolved, That provision ought to be made, by law, authorizing the Secretary of War to receive from the twenty separate claimants for military bounty lands, as mentioned in his report, duplicates or certified copies from the proper offices, of any warrants, plats, or surveys, in lieu of the original, upon satisfactory proof that the same have been lost or destroyed ; and upon the receipt of copies, as aforesaid, to issue patents to the said twenty claimants, upon proof that every other requisite of the law has been complied with ; and also, to issue warrants to the two hundred and fifty-four persons whose claims, in the opinion of the Secretary, have been substantiated.

Ordered, That a bill or bills be brought in, pursuant to the said resolutions ; and that Mr. Southard, Mr. Clay, Mr. Thatcher, Mr. Stewart, and Mr. Israel Smith, do prepare and bring in the same.

On a motion made and seconded, that the House do come to the following resolution:

Resolved, That a joint committee of both Houses be appointed to inquire into the state of the public buildings in the city of Washington, and to report what repairs are necessary for their preservation, with the probable expense of such repairs :

Ordered, That the said motion be committed to the Committee of the Whole House, to whom was, this day, referred a motion relative to a provision for making such alterations in the Capitol as may be necessary for the future accommodation of Congress.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourth instant, the petition of Thomas Storm, and others, sugar refiners, of the city and State of New York, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House on Tuesday next.

Mr. Samuel Smith, from the same committee, presented, according to order, a bill to allow a drawback of duty on sugar refined within the United States; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the Committee of the Whole House last appointed.

Ordered, That the Committee of the Whole House to whom was referred, on the tenth ultimo, a report of the Committee of Commerce and Manufactures on so much of the message from the President of the United States, of the fifteenth of December last, as relates "to discriminating and countervailing duties, and the act of the British Parliament on that subject," be discharged from the consideration of the same.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, FEBRUARY 14, 1803.

A petition of John Jones, of the county of Hampshire, in the State of Virginia, distiller, was presented to the House and read, praying a remission of the duty on the stills owned and worked by the petitioner, for the last year, in consideration of the destruction of his distillery by fire, on the night of the nineteenth of June, one thousand eight hundred and two.

Also, a memorial of Paul Coulon, a French citizen, by J. Overton, his Attorney, submitting to the consideration of Congress, certain facts, in addition to those contained in his memorial presented the thirty-first of December, one thousand eight hundred and one, in the case of the ship Betty Cathcart, and the brig Aaron; and that such decision may be had thereon as shall be deemed equitable and proper.

Ordered, That the said petition and memorial be referred to the Committee of Claims.

Mr. Brent, from the committee appointed, presented, according to order, a bill concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

A petition of sundry inhabitants of the county of Washington, in the State of New York, whose names are thereunto subscribed, was presented to the House and read, praying that a post road may be established from Lansingburgh, through Easton, Argyle, Hartford, and Granville, to Whitehall Landing, in the said State of New York.

Ordered, That the said petition be referred to the Committee of the Whole House to whom was committed, on the eighth instant, the bill further to alter and establish certain post roads, and for other purposes.

A petition of sundry citizens of the United States, and inhabitants of Salisbury, and other places within the district of Newburyport, in the State of Massachusetts, whose names are thereunto subscribed, was presented to the House and read, praying that the district of Newburyport, aforesaid, may hereafter be, by law, named and called the district of Newburyport and Salisbury, for the reasons therein specified.

Also, a memorial of Thomas Ketland, of the city of Philadelphia, in the State of Pennsylvania, merchant, and a citizen of the United States, praying a drawback of the duties on a quantity of sugar and coffee, imported from Batavia, in the East Indies, in the ship Washington, the property of the memorialist, and other citizens of the United States, therein named, some time in the month of June, one thousand eight hundred and one, and since exported from the port of Philadelphia, in other vessels, to Europe; which drawback of duties has been hitherto refused, in consequence of a construction given by the officers of the customs at the said port of Philadelphia, to an act of Congress, passed on the thirteenth of May, one thousand eight hundred.

Ordered, That the said petition and memorial be referred to the Committee of Commerce and Manufactures.

Memorials of sundry aliens, of Montgomery county, and of the borough and county

of Lancaster, in the State of Pennsylvania, whose names are thereunto subscribed, were presented to the House and read, respectively praying a revision and amendment of an act of Congress, passed at the last session, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject."

Ordered, That the said memorials be referred to Mr. Leib, Mr. Shepard, Mr. Thomas, Mr. Hill, and Mr. Clay; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That the report of the Commissioners of the Sinking Fund, accompanied with sundry statements exhibiting the proceedings which have been authorized by the Board, since their report of the sixteenth of December, one thousand eight hundred and one, which were read, and ordered to lie on the table, on the seventh instant, be referred to the Committee of Ways and Means.

An engrossed bill supplementary to the act, entitled "An act providing passports for the ships and vessels of the United States," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act supplementary to the act, entitled "An act providing passports for the ships and vessels of the United States."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House proceeded to consider the amendment reported on the eleventh instant, from the Committee of the Whole House, to the amendatory bill to make provision for persons that have been disabled by known wounds received in the service of the United States, during the Revolutionary War; and the said amendment being twice read, was, on the question put thereupon, agreed to by the House.

The said bill was then further amended at the Clerk's table, and, together with the amendments, ordered to be engrossed, and read the third time to-morrow.

Mr. Thompson, from the committee appointed, presented, according to order, a bill more effectually to provide for the organization of the militia of the District of Columbia; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee of the seventh instant, on so much of the message from the President of the United States, of the fifteenth of December last, as relates "to the militia institution of the United States;" to which Committee of the Whole House was also committed a bill in addition to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report and bill under consideration, and directed him to report to the House their agreement to the resolution contained in the report, and sundry amendments to the bill; which he delivered in at the Clerk's table.

The House then proceeded to consider the said report and bill at the Clerk's table: Whereupon,

The resolution contained in the report, to which the Committee of the Whole House reported their agreement, being twice read, was, on the question put thereupon, agreed to by the House, as followeth:

Resolved, That the President of the United States be requested to write to the Executive of each State, urging the importance and indispensable necessity of vigorous exertions, on the part of the State Governments, to carry into effect the militia system adopted by the National Legislature, agreeably to the powers reserved to the States, respectively, by the Constitution of the United States, and in a manner the best calculated to ensure such a degree of military discipline and knowledge of tactics, as will, under the auspices of a benign Providence, render the militia a sure and permanent bulwark of the national defence.

Ordered, That Mr. Varnum and Mr. Butler be appointed a committee to present the foregoing resolution to the President of the United States.

The amendments reported from the Committee of the Whole House to the said bill, being, severally, twice read, the first and third of the said amendments were agreed to, and the second amendment, on the question put thereupon, disagreed to by the House.

Ordered, That the said bill, with the amendments agreed to, be engrossed, and read the third time to-morrow.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the Senate and of the House of Representatives :

In obedience to the ordinance for the Government of the Territories of the United States, requiring that the laws adopted by the Governor and Judges thereof shall be reported to Congress, from time to time, I now transmit those which have been adopted in the Indiana Territory, from January, one thousand eight hundred and one, to February, one thousand eight hundred and two, as forwarded to the office of the Secretary of State.

TH. JEFFERSON.

FEBRUARY 14, 1803.

The said message was read, and, together with the laws therein referred to, ordered to lie on the table.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, entitled "An act to provide for the granting of clearances to ships or vessels of the United States, lying in the river Mississippi, South of the Southern boundary of the United States; and therein to amend an act, entitled 'An act to regulate the collection of duties on imports and tonnage,' and for other purposes," with several amendments; to which they desire the concurrence of this House. The Senate have disagreed to the bill, entitled "An act for the relief of Hugh Alexander, and others." And then he withdrew.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, presented, according to order, a bill in addition to the act, entitled "An act concerning the registering and recording of ships and vessels of the United States," and to the bill entitled "An act to regulate the collection of imports and tonnage," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Wednesday next.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act to provide for the granting of clearances to ships or vessels of the United States, lying in the river Mississippi, South of the Southern boundary of the United States; and therein to amend an act, entitled 'An act to regulate the collection of duties on imports and tonnage,' and for other purposes :" Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, FEBRUARY 15, 1803.

Ordered, That Mr. Lowndes have leave to be absent from the service of this House, after the twentieth instant, for the remainder of the session.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined the following enrolled bills, to wit :

"An act for the relief of the sufferers by fire, in the town of Portsmouth."

"An act to provide for the granting of clearances to ships or vessels owned by citizens of the United States, lying in the river Mississippi, South of the Southern boundary of the United States; and therein to amend an act, entitled "An act to regulate the collection of duties on imports and tonnage," and for other purposes;" and

"An act to provide for the due execution of the laws of the United States, within the State of Ohio;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. John Cotton Smith, from the Committee of Claims, to whom were referred, on the twenty-fourth ultimo, and eleventh instant, the petitions of Jacob Gideon and of Charles Hyde, made reports thereon; which were severally read, and considered : Whereupon,

Resolved, That the prayer of the petitions of the said Jacob Gideon and Charles Hyde, respectively, ought not to be granted.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the eleventh instant, a report of the Secretary of State on the petition of William Wilson,

John Potts, and David Easton, presented the seventeenth ultimo, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petition of the said William Wilson, John Potts, and David Easton, ought not to be granted.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the ninth instant, the petition of John D'Wolf, of the State of Rhode Island, made a report; which was read, and considered: Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

A memorial of sundry manufacturers of refined sugar, in the city of Philadelphia, and State of Pennsylvania, whose names are thereunto subscribed, was presented to the House and read, praying that a drawback of duties may be allowed, by law, on refined and raw sugars exported from the United States to any port or place without the limits of the same.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the eleventh instant, the report of the Committee of Ways and Means on the memorial of sundry sugar refiners of the city of Baltimore, in the State of Maryland.

An engrossed bill to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary War, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary War."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill in addition to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Helms, from the committee appointed, on the twelfth of January last, "to inquire whether any, and what, provision ought to be made, by law, for allowing pensions to persons who do, at this time, labor under disabilities in consequence of known wounds received in the actual service of the United States, and who have not heretofore been provided for," who were instructed by a resolution of this House, of the fourteenth of the same month, "to inquire into the expediency of extending the time for the settlement of claims for services rendered, and supplies furnished, during the Revolutionary War," made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. Varnum, from the committee appointed to present to the President of the United States, a resolution of this House, of the fourteenth instant, "respecting the importance and indispensable necessity of vigorous exertions, on the part of the State Governments, to carry into effect the militia system adopted by the National Legislature, agreeably to the powers reserved to the States, respectively, by the Constitution of the United States, and in a manner the best calculated to ensure such a degree of military discipline and knowledge of tactics, as will, under the auspices of a benign Providence, render the militia a sure and permanent bulwark of national defence," reported that the committee had, according to order, this day performed the service assigned to them.

Mr. Randolph, from the Committee of Ways and Means, presented, according to order, a bill making an appropriation for the support of the Navy of the United States for the year one thousand eight hundred and three; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Friday next.

Mr. Dawson, from the committee appointed, presented, according to order, a bill for continuing in force a law, entitled "An act for establishing trading houses with the Indian tribes;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the tenth ultimo, a petition of Hezekiah Prince, and others, owners and masters of vessels within the United States, reported a bill for erecting a light house at the entrance of Penobscot bay, or any other place, in its vicinity, that may be deemed preferable by the Secretary of the Treasury; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

Ordered, That the report of the Secretary of War, accompanied with sundry documents respecting claims against the United States for the services of the militia of the State of Georgia, be referred to the Committee of the Whole House to whom was committed, on the tenth instant, the report of a select committee on the same subject.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the committee last mentioned; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said report.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims of the twenty-seventh ultimo, to whom was referred a petition of the Mayor and Commonalty of the town of Alexandria, in the District of Columbia; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolutions contained therein; which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House, as follow:

Resolved, That provision ought to be made, by law, for the regulation of quarantine within the District of Columbia.

Resolved, That so much of the memorial of the Mayor and Commonalty of the town of Alexandria, as prays for a reimbursement of money by them expended in executing the quarantine law of Virginia, is unreasonable, and ought not to be granted.

Ordered, That a bill or bills be brought in, pursuant to the first resolution; and that Mr. Mitchill, Mr. Eustis, and Mr. Elmer, do prepare and bring in the same.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, FEBRUARY 16, 1803.

Ordered, That Mr. Mattoon have leave to be absent from the service of this House, after Wednesday next; Mr. Rutledge, after the twentieth instant; and Mr. Gray, after Monday next, for the remainder of the session.

A memorial and petition of Joshua Harvey, and others, whose names are thereunto subscribed, citizens of Baltimore, in the State of Maryland, was presented to the House and read, stating that they have been declared bankrupts, in conformity with the provisions contained in the law passed on the subject of bankruptcy: That, previous to the passage of the said law, the memorialists had become bound to the United States, in bonds, partly as principals, and partly as securities, for certain sums to their names severally annexed, which bonds were given to secure the payment of duties on goods imported into the port of Baltimore, and are still unpaid; and praying that an act may be passed to discharge from all debts due to the United States, such persons as have obtained, or may obtain certificates of discharge under the aforesaid act on the subject of bankruptcy; or that such other relief may be afforded to the memorialists in the premises, as to the wisdom of Congress shall seem meet.

Ordered, That the said memorial and petition be referred to Mr. Bayard, Mr. Nicholson, and Mr. Brent; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the eleventh instant, the petition of the inhabitants of the island and town of Nantucket, in the State of Massachusetts, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the Secretary of the Treasury be authorized to employ proper and in-

telligent persons to take a survey of the harbor in the island of Nantucket, and the bar and shoals near the same, as far as may be requisite, and to report their opinion as to the measures necessary to secure a sufficient channel for loaded ships destined for that port, with an estimate of the probable expenses.

Mr. Israel Smith, from the committee appointed, presented, according to order, a bill to establish a building and fire insurance company in the city of Washington; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Friday next.

Mr. Southard, from the committee appointed, presented, according to order, a bill to revive, and continue in force, an act in addition to an act, entitled an act in addition to "An act regulating the grants of lands appropriated for military services, and for the society of the United Brethren for propagating the Gospel among the Heathen;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The Speaker laid before the House a report of the commissioners appointed in pursuance of the act entitled "An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory," on the claims made by settlers, and other persons, to lands within the Territory situate West of the river Chatahocha, and South of the cession made to the United States by South Carolina, in obedience to the provisions of the act supplemental to the said recited act; which was read, and ordered to be referred to Mr. Nicholson, Mr. Tenney, Mr. Gregg, Mr. Van Rensselaer, and Mr. Robert Williams; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the amendatory bill to prevent the importation of certain persons whose admission is prohibited by certain laws of the State Governments; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill in addition to an act, entitled "An act to amend the Judicial system of the United States;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto; which he delivered in at the Clerk's table.

The House then proceeded to consider the said bill at the Clerk's table. Whereupon,

The amendment reported from the Committee of the Whole House, being to strike out the first section thereof, was twice read in the words following, to wit:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Circuit Court of the second circuit shall consist of the Justice of the Supreme Court, residing within the third circuit, and the district Judge of the district where such court shall be holden.

In the third circuit, the said Circuit Court shall consist of the Justice of the Supreme Court residing within the fourth circuit, and the District Judge of the district where such court shall be holden.

In the fourth circuit, the said Circuit Court shall consist of the senior associate Justice of the Supreme Court residing within the fifth circuit, and the District Judge of the district where such court shall be holden.

And on the question that the House do concur with the Committee of the Whole House in their agreement to the said amendment,

It was resolved in the affirmative, { Yeas 48,
{ Nays 40.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

John Bacon,
Phaniel Bishop,
Robert Brown,
William Butler,

Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,

John Condit,
Richard Cutts,
John Dawson,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmer,
John Fowler,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
David Holmes,
Michael Leib,
David Meriwether,
Samuel L. Mitchill,
James Mott,
Anthony New,

Those who voted in the negative, are,

Willis Alston,
John Archer,
James A. Bayard,
Thomas Boude,
John Campbell,
Samuel W. Dana,
John Davenport,
Peter Early,
William Eustis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Daniel Heister,
Joseph Hemphill,
Archibald Henderson,
William H. Hill,
Benjamin Huger,
Thomas Lowndes,

Thomas Newton, Jr.
Joseph H. Nicholson,
John Randolph, Jr.
John Smilie,
Israel Smith,
John Smith, of *Virginia*,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, Jr.,
Abram Trigg,
John Trigg,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Ebenezer Mattoon,
Thomas Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
John Cotton Smith,
John Smith, of *New York*,
John Stanley,
Samuel Tenney,
Samuel Thatcher,
David Thomas,
Thomas Tillinghast,
George B. Upham,
Philip Van Cortlandt,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Ordered, That the farther consideration of the said bill be postponed until Saturday next.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the fourteenth instant, the memorial of Paul Coulon, a French citizen, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Ordered, That the Committee of Ways and Means have leave to bring in a bill or bills, making appropriations for the support of Government, for the year one thousand eight hundred and three.

Mr. Randolph, from the Committee of Ways and Means reported a bill with the title, and to the effect recited in, and prescribed by, the foregoing order of the House; which was received, and read the first time,

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Saturday next.

Memorials of sundry aliens residing in the city and county of Philadelphia, and State of Pennsylvania, whose names are thereunto subscribed, were presented to the House and read, respectively praying a revision and amendment of an act of Congress passed at the last session, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject."

Ordered, That the said memorials be referred to the committee appointed, on the fourteenth instant, on the memorials of sundry aliens residing in Montgomery county, and

in the borough and county of Lancaster, in the said State of Pennsylvania ; that they do, examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of Samuel Corp ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill in addition to the act, entitled "An act concerning the registering and recording of ships and vessels of the United States ;" and to the act, entitled "An act to regulate the collection of duties on imports and tonnage ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Nicholson reported that the committee had, according to order, had the said bill under consideration, and made two amendments thereto ; which he delivered in at the Clerk's table, where the same were, severally, twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The order of the day for the House to resolve itself into a Committee of the Whole House on the report of the committee, of the thirteenth of January last, to whom was referred the petition of Josiah Fox, and others, inhabitants of the towns of Norfolk and Portsmouth, in the State of Virginia ; and who were also instructed, by a resolution of this House, of the third of the same month, "to consider and report on the expediency of repealing an act, entitled "An act to establish an uniform system of Bankruptcy throughout the United States"—being called for,

A motion was made and seconded, that the said order of the day be postponed until the first Monday of November next ;

And the question being taken thereupon,

It passed in the negative—the House being equally divided, to wit: { Yeas....39, { Nays....39.

And Mr. Speaker declaring himself with those who voted in the negative.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
James A. Bayard,
Thomas Boude,
William Butler,
John Campbell,
Thomas Claiborne,
John Condit,
Samuel W. Dana,
Peter Early,
Ebenezer Elmer,
William Eustis,
Abiel Foster,
John Fowler,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
John A. Hanna,
Daniel Heister,
William Helms,
Joseph Hemphill,

Archibald Henderson,
William H. Hill,
Benjamin Huger,
Thomas Lowndes,
Samuel L. Mitchell,
Thomas Morris,
James Mott,
Joseph H. Nicholson,
Nathan Read,
John Rutledge,
John Smith, of New York,
Samuel Smith,
Henry Southard,
John Stanley,
Samuel Tenney,
Samuel Thatcher,
Philip Van Cortlandt,
Killian K. Van Rensselaer,
Lemuel Williams.

Those who voted in the negative, are,

John Archer,
John Bacon,
Robert Brown,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
Richard Cutts,
John Davenport,

John Dawson,
William Dickson,
Lucas Elmendorf,
Edwin Gray,
Andrew Gregg,
Seth Hastings,
Joseph Heister,
William Hoge,

James Holland,
David Holmes,
Michael Leib,
Ebenezer Mattoon,
David Meriwether,
Anthony New,
Thomas Newton, jun.
John Randolph, jun.
John Smilie,
John Cotton Smith,
Josiah Smith,
Richard Stanford,

Joseph Stanton,
John Stewart,
John Taliaferro, jun.
David Thomas,
Abram Trigg,
John Trigg,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

The several orders of the day were farther postponed until to-morrow.
And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, FEBRUARY 17, 1803.

Ordered, That the committee to whom were referred, on the fourteenth and sixteenth instant, the memorials of sundry aliens, residing in Montgomery county, in the borough and county of Lancaster, and in the City and county of Philadelphia, and State of Pennsylvania, have leave to report thereon by bill or bills, or otherwise.

Mr. Leib, from the same committee, reported a bill in addition to an act, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

A memorial of sundry aliens, residing in the City of Baltimore, and State of Maryland, whose names are thereunto subscribed, was presented to the House and read, praying a revision and amendment of an act of Congress, passed at the last session, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject."

Ordered, That the said memorial be referred to the Committee of the Whole House last appointed.

An engrossed bill to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited, was read the third time.

And, on the question that the same do pass,

It was resolved in the affirmative, { Yeas 48,
Nays 15.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative are,

Willis Alston,
John Bacon,
Theodorus Bailey,
James A. Bayard,
Phanuel Bishop,
Thomas Boude,
William Butler,
Samuel J. Cabell,
John Campbell,
Matthew Clay,
John Clopton,
John Dawson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
Calvin Goddard,
Edwin Gray,
Daniel Heister,
Joseph Heister,
William Helms,
Archibald Henderson,
William H. Hill,
William Hoge,
James Holland,

George Jackson,
Michael Leib,
David Meriwether,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
Thomas Plater,
John Rutledge,
William Shepard,
John Smilie,
Samuel Smith,
Richard Stanford,
John Stewart,
John Taliaferro, jun.
Samuel Tenney,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Henry Woods,
Thomas Wynns.

Those who voted in the negative, are,

Robert Brown,
John Condit,
Richard Cutts,
John Davenport,
Abiel Foster,
John A. Hanna,
Seth Hastings,
Samuel L. Mitchill,

James Mott,
Israel Smith,
Josiah Smith,
Henry Southard,
Joseph Stanton,
David Thomas,
Peleg Wadsworth.

Resolved, That the title be, "An act to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited;" and that the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of Samuel Corp was read the third time.

And, on the question that the same do pass,

It was resolved in the affirmative, { Yeas 42,
{ Nays 38.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
John Archer,
James A. Bayard,
John Campbell,
Manasseh Cutler,
Richard Cutts,
Samuel W. Dana,
John Davenport,
John Dawson,
Ebenezer Elmer,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
Seth Hastings,
Daniel Heister,
Joseph Heister,
Archibald Henderson,
William H. Hill,
Benjamin Huger,
Samuel Hunt,
Michael Leib,

Samuel L. Mitchill,
Thomas Morris,
Thomas Newton, jun.
Thomas Plater,
Nathan Read,
John Rutledge,
William Shepard,
Samuel Smith,
Henry Southard,
Richard Stanford,
John Stanley,
Joseph Stanton,
Samuel Tenney,
Samuel Thatcher,
Philip R. Thompson,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Peleg Wadsworth,
Kemuel Williams,
Henry Woods.

Those who voted in the negative, are,

John Bacon,
Theodorus Bailey,
Phanuel Bishop,
Thomas Boude,
Robert Brown,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Lucas Elmendorf,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
William Hoge,
James Holland,
David Holmes,
George Jackson,
Ebenezer Mattoon,

David Meriwether,
James Mott,
Anthony New,
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
Israel Smith,
John Cotton Smith,
John Smith, of New York,
Josiah Smith,
John Stewart,
John Taliaferro, jun.
David Thomas,
Thomas Tillinghast,
Abram Trigg,
John Trigg,
Robert Williams,
Richard Winn,
Thomas Wynns.

Resolved, That the title be, "An act for the relief of Samuel Corp;" and that the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill in addition to the act, entitled "An act concerning the registering and recording of ships and vessels of the United States," and to the act, entitled "An act to regulate the collection of duties on imports and tonnage," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to the act, entitled 'An act concerning the registering and recording of ships and vessels of the United States,' and to the act, entitled 'An act to regulate the collection of duties on imports and tonnage.'

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. John Cotton Smith, from the Committee of Claims, to whom were recommitted, on the sixth ultimo, a report of the Committee of Claims on the petition of Peter Charles L'Enfant, and a letter from the Secretary of State, enclosing sundry documents relative to the claim of the said Peter Charles L'Enfant, for planning and laying out the City of Washington, in the District of Columbia, made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for continuing in force a law, entitled "An act for establishing trading houses with the Indian tribes;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varum reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time to-morrow.

Ordered, That the Committee of Claims, to whom were referred, during the present session, the several petitions of John Berry, Walter Cruise, Sampson Henderson, John Jeffers, Samuel Kikendall, William Parlent, Francis L. Slaughter, Jonathan Snowden, and Abraham Stout, be discharged from the consideration thereof; and that the petitioners, respectively, have leave to withdraw their said petitions, together with the documents accompanying the same.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to revive and continue in force an act in addition to an act, entitled "An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill do lie on the table.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled "An act in addition to an act, entitled 'An act fixing the military peace establishment of the United States,'" with several amendments; to which they desire the concurrence of this House. The Senate have also passed the bill, entitled "An act supplementary to the 'act concerning consuls and vice-consuls,' and for the further protection of American seamen," with several amendments; to which they desire the concurrence of this House. The Senate have also passed a bill, entitled "An act to revive an act, entitled 'An act for establishing trading houses with the Indian tribes,'" to which they desire the concurrence of this House. And then he withdrew.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the report of the committee to whom were referred, on the fourth instant, a letter and report from the Secretary of War, accompanied with sundry documents respecting claims against the United States for services of the militia of the State of Georgia; to which Committee of the Whole House were also referred, on the fifteenth instant, the said letter and report of the Secretary of War, with the accompanying documents; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, again had the said reports and documents under consideration, and amended the resolution contained in the report of the select committee, and directed him to report to the House their disagreement to the same, as amended; which he delivered in at the Clerk's table, where the same was read: Whereupon,

The House proceeded to consider the said report of the select committee at the Clerk's table; and the resolution contained therein, as amended by the Committee of

the Whole House, and to which the committee reported their disagreement, being again read, in the words following, to wit:

Resolved, That provision ought to be made, by law, for the payment of certain militia employed within the State of Georgia, during the years one thousand seven hundred and ninety-three, and one thousand seven hundred and ninety-four, for the defence of said State, agreeably to the report of the Secretary of War, made on the third day of February instant:

A motion was made and seconded, that the farther consideration of the said report of the select committee; together with the letter and report of the Secretary of War, with the accompanying documents, on the same subject, be postponed until the first Monday of November next.

And the question being taken thereupon,

It was resolved in the affirmative.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, FEBRUARY 18, 1803.

On motion,

Ordered, That the Committee of Commerce and Manufactures, to whom were referred, on the twenty-fourth of December last, and the eleventh, thirteenth, and nineteenth ultimo, several petitions and a memorial, respecting new ports of entry and delivery within the United States; and who were also instructed by sundry resolutions of this House, during the present session, to inquire into the expediency of establishing the ports of entry or delivery therein designated; have leave to report thereon by bill, or bills, or otherwise.

Mr. Samuel Smith, from the same committee, presented a bill to make Beaufort and Passamaquoddy ports of entry and delivery, to make Easton, Nanjemoy, and Tiverton, ports of delivery, to change the name of the district of Nanjemoy to that of Saint Mary's, to authorize the establishment of a new collection district on lake Ontario, and the appointment of a surveyor at Nanjemoy; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting the annual statement of the district tonnage of the United States, on the thirty-first of December, one thousand eight hundred and one, together with an explanatory letter of the Register of the Treasury thereon; which were read, and ordered to lie on the table.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the third instant, the account of Benjamin and Andrew Mifflin, clerks in the Purveyor's office of public supplies, for extra expenses incurred by them in consequence of the removal of said office from Philadelphia to the Buck tavern, on the Lancaster road, in the year one thousand eight hundred and two, made a report thereon; which was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the sixteenth instant, the bill making appropriations for the support of Government, for the year one thousand eight hundred and three.

Mr. John Cotton Smith, from the same committee, to whom were referred, on the tenth instant, the memorial of Tobias Lear, presented on the twelfth of January last, and a letter and report thereon; from the Secretary of State, of the twenty-fifth of the same month, made a report; which was read, and ordered to be committed to a Committee of the Whole House to-morrow.

A petition of sundry aliens, residing in the city of Baltimore, and State of Maryland, whose names are thereunto subscribed, was presented to the House and read, praying a revision and amendment of an act of Congress, passed at the last session, respecting naturalization, so far as relates to aliens who have come into the United States between the eighteenth day of June, one thousand seven hundred and ninety-eight, and the fourteenth of April, one thousand eight hundred, with an intention of residing permanently within the same.

Ordered, That the said petition be referred to the Committee of the Whole House to whom was committed, on the seventeenth instant, the bill in addition to an act, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject."

An engrossed bill for continuing in force a law, entitled "An act for establishing trading houses with the Indian tribes," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for continuing in force a law, entitled 'An act for establishing trading houses with the Indian tribes.'

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Randolph, from the committee appointed, presented, according to order, a bill in addition to, and in modification of, the propositions contained in the act, entitled "An act to enable the People of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes ;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The bill sent from the Senate, entitled "An act to revive an act, entitled 'An act for establishing trading houses with the Indian tribes,'" was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act in addition to an act, entitled 'An act fixing the military establishment of the United States :'. Whereupon,

Ordered, That the said amendments, together with the bill, be committed to Mr. Var- num, Mr. Campbell, and Mr. Butler.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act supplementary to the 'act concerning Consuls and Vice Con- suls,' and for the further protection of American seamen :" Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Nicholson, from the committee to whom were referred, on the fourth instant, a message from the President of the United States, and a letter and sundry affidavits transmitted therewith, relative to the official conduct of John Pickering, Judge of the District Court of the United States for the District of New Hampshire, made a report thereon ; which was read, and ordered to be referred to a Committee of the Whole House on Wednesday next.

Ordered, That the committee to whom was referred, on the twenty-sixth ultimo, a petition of sundry citizens of Georgetown, and its vicinity, in the District of Columbia, have leave to report thereon by bill or bills, or otherwise.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, entitled "An act to provide an additional armament for the protection of the seamen and commerce of the United States," with an amendment ; to which they desire the concurrence of this House. And then he withdrew.

The order of the day for the House to resolve itself into a Committee of the Whole House on the report of the committee to whom was referred the petition of Josiah Fox, and others, inhabitants of the towns of Norfolk and Portsmouth, in the State of Vir- ginia, and who were instructed by a resolution of this House, of the third ultimo, "to consider the expediency of repealing an act, entitled "An act to establish an uniform system of bankruptcy throughout the United States," being called for,

A motion was made, and the question being put, that the said order of the day be postponed until the first Tuesday of November next,

It was resolved in the affirmative, { Yeas 50.
{ Nays 39.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are

Willis Alston,
James A. Bayard,
Thomas Boude,
Richard Brent,
John Campbell,
John Condit,
Manasseh Cutler,
Samuel W. Dana,

John Davenport,
Peter Early,
Ebenezer Elmer,
William Eustis,
Abiel Foster,
John Fowler,
Calvin Goddard,
Andrew Gregg,

Roger Griswold,
 William Barry Grove,
 John A. Hanna,
 Daniel Heister,
 William Helms,
 Archibald Henderson,
 William H. Hill,
 William Hoge,
 Benjamin Huger,
 Samuel Hunt,
 Thomas Lowndes,
 Ebenezer Mattoon,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Morris,
 James Mott,
 Joseph H. Nicholson,

Elias Perkins,
 Thomas Plater,
 Nathan Read,
 John Rutledge,
 William Shepard,
 John Cotton Smith,
 John Smith, of New York,
 Samuel Smith,
 Henry Southard,
 John Stanley,
 Samuel Tenney,
 Samuel Thatcher,
 Thomas Tillinghast,
 Philip Van Cortlandt,
 Peleg Wadsworth,
 Lemuel Williams,
 Henry Woods.

Those who voted in the negative, are,

John Archer,
 John Bacon,
 Theodorus Bailey,
 Phanuel Bishop,
 Robert Brown,
 William Butler,
 Samuel J. Cabell,
 Matthew Clay,
 John Clopton,
 Richard Cutts,
 John Dawson,
 William Dickson,
 Lucas Elmendorf,
 Edwin Gray,
 Seth Hastings,
 Joseph Heister,
 James Holland,
 David Holmes,
 George Jackson,
 Michael Leib,

Anthony New,
 Thomas Newton, Jun.
 John Randolph, Jun.
 John Smilie,
 Israel Smith,
 John Smith, of Virginia,
 Josiah Smith,
 Richard Stanford,
 John Stewart,
 John Taliaferro, Jun.
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 George B. Upham,
 Joseph B. Varnum,
 Isaac Van Horne,
 Robert Williams,
 Richard Winn,
 Thomas Wynns.

Mr. Nicholson, from the committee appointed on the twenty-seventh ultimo, presented, according to order, a bill to reduce the marine corps of the United States; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

Mr. Varnum, from the committee to whom was this day committed the amendments proposed by the Senate to the bill, entitled "An act in addition to an act, entitled 'An act fixing the military peace establishment of the United States,'" reported that the committee had, according to order, had the said amendments under consideration, and directed him to report to the House their agreement to the same.

Ordered, That the said bill, with the amendments, do lie on the table.

A motion being made and seconded, that the House do come to the following resolution:

Resolved, That the committee, to whom was referred the petition of Josiah Fox, and others, inhabitants of the towns of Norfolk and Portsmouth, be instructed to inquire whether any, and, if any, what, amendments are necessary to the act, entitled "An act to establish an uniform system of bankruptcy throughout the United States," and to report by bill, or otherwise:

The House proceeded to consider the said motion at the Clerk's table; and the same being read,

Ordered, That the farther consideration thereof be postponed until the first Tuesday in November next.

A petition of Alexander Moultrie, of the State of South Carolina, for himself and others, was presented to the House and read, stating that the petitioners, some time

in the year one thousand seven hundred and eighty-nine, made a purchase of a large tract of territory on the Mississippi river, from the State of Georgia, in fee simple, for which the said State received part payment; that the balance of the purchase money was afterwards, pursuant to the terms of the contract, tendered to the said State of Georgia, which has been refused, and which the purchasers were always willing to pay; that the petitioners instituted a suit in the Supreme Court of the United States by a bill in equity, for a specific execution of the said contract on the part of Georgia, which has abated in consequence of an amendment to the Constitution of the United States, "concerning the suability of States;" and praying that Congress will take the premises into consideration, and grant such relief to the petitioners therein as may be deemed equitable and proper.

Ordered, That the said petition be referred to the committee to whom was committed, on the sixteenth instant, the report of the Commissioners appointed in pursuance of the act, entitled "An act for the amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory;" that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That the committee to whom was referred, on the sixteenth instant, the memorial and petition of Joshua Harvey, and others, of the city of Baltimore, in the State of Maryland, have leave to report thereon by bill, or bills, or otherwise.

Mr. Bayard, from the same committee, reported a bill for the relief of Joshua Harvey, and others; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

SATURDAY, FEBRUARY 19, 1803.

Ordered, That Mr. Hill have leave to be absent from the service of this House, after the twenty-eighth of this month, for the remainder of the session; and Mr. Taliaferro, from Monday, until Wednesday next.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, on the eighteenth instant, present to the President of the United States, for his approbation, the following enrolled bills, to wit:

"An act for the relief of the sufferers by fire, in the town of Portsmouth;"

"An act to provide for the granting of clearances to ships or vessels owned by citizens of the United States, lying in the river Mississippi, South of the Southern boundary of the United States; and therein to amend an act, entitled 'An act to regulate the collection of duties on imports and tonnage;' and for other purposes;" and

"An act to provide for the due execution of the laws of the United States within the State of Ohio."

Memorials of sundry aliens of the counties of Cumberland and Dauphin, and elsewhere, within the State of Pennsylvania, whose names are thereunto subscribed, were presented to the House and read, respectively praying a revision and amendment of an act of Congress, passed at the last session, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject."

Ordered, That the said memorials do lie on the table.

Mr. John Cotton Smith, from the Committee of Claims, to whom were referred, on the twelfth and fourteenth instant, the petitions of Andrew Jackson, and of John Jones, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the prayer of the petitions of the said Andrew Jackson and John Jones, respectively, ought not to be granted.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the twenty-first ultimo, the petition of Isidore Stouf, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the petitioner have leave to withdraw his said petition.

Mr. John Cotton Smith, from the same committee, to whom were referred, on the thirteenth of December last, the petition of James Bell, by Peter Mills, his attorney, presented the twelfth of February, one thousand eight hundred and two, and a report of the Secretary of the Treasury thereon, of the second day of March, in the same year, made a report; which was read, and considered: Whereupon,

Resolved, That the prayer of the petition of the said James Bell ought not to be granted.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourteenth instant, the petition of sundry inhabitants of Salisbury, and other places within the district of Newburyport, in the State of Massachusetts, made a report thereon; which was read, and considered: Whereupon,

Resolved, That this House doth concur with the Committee of Commerce and Manufactures in their opinion, that it is unnecessary to comply with the prayer of the said petition.

Mr. Dawson, from the committee appointed, presented, according to order, a bill concerning the salt springs on the waters of Wabash river; which was received, and read the first time.

On motion,

The said bill was read the second time, and committed to a Committee of the Whole House on Monday next.

Ordered, That the committee to whom was referred, on the eleventh of December last, the petition of James Dohertie and others, be discharged from the consideration thereof; and that the said petition be referred to the committee appointed the sixteenth instant, on the report of the Commissioners under the "Act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory;" that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Remonstrances and petitions of sundry inhabitants of the State of Pennsylvania, West of the Alleghany Mountain, whose names are thereunto subscribed, were presented to the House and read, respectively stating the inconveniences to which they have been, and are now, subjected, in consequence of the shutting of the port of New Orleans, in virtue of a proclamation of the Spanish Intendant of the said port, without having a place of deposite assigned to them on the Mississippi river; and praying that Congress will take the premises into consideration, and adopt such measures for redress therein, as, in their wisdom, may be deemed most effectual and proper.

Ordered, That the said remonstrances and petitions be referred to the Committee of the Whole House on the state of the Union.

A petition of John F. Randolph and Randolph M'Gillis, in behalf of themselves and others, was presented to the House and read, praying the liquidation and settlement of a claim for the services of a detachment of militia dragoons of Camden county, in the State of Georgia, employed for the defensive protection of the frontier inhabitants of the said State against the hostile incursions of the Indians, in the year one thousand seven hundred and ninety three.

Ordered, That the said petition be referred to the Committee of Claims.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That the claimants of lands of the United States, lying South of the State of Tennessee, under an act of the State of Georgia, passed on the seventh day of January, in the year one thousand seven hundred and ninety-five, be heard by counsel at the bar of this House on Tuesday next.

The question was taken that the House do now proceed to take the said motion into consideration,

And passed in the negative.

Ordered, That the committee to whom was referred, on the sixteenth instant, the report of the Commissioners appointed in pursuance of an act, entitled "An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory," have leave to report thereon by bill or bills, or otherwise.

Mr. Nicholson, from the committee last mentioned, reported a bill regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Tuesday next.

Mr. Nicholson, from the same committee, also reported a bill for settling sundry claims to public lands of the United States South of the State of Tennessee; which was received, and read the first time.

On motion,

The said bill was read a second time, and ordered to be committed to a Committee of the Whole House on Tuesday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill making an appropriation for the support of the Navy of the United States, for the year one thousand eight hundred and three; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were, severally, twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time on Monday next.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying that the President did, this day, approve and sign two acts, which originated in this House, to wit:

"An act for the relief of the sufferers by fire, in the town of Portsmouth;" and

"An act to provide for the granting of clearances to ships or vessels owned by citizens of the United States, lying in the river Mississippi, South of the Southern boundary of the United States; and therein to amend an act, entitled 'An act to regulate the collection of duties on imports and tonnage;' and for other purposes."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the motion this day made, respecting "the claimants of lands of the United States, lying South of the State of Tennessee;" and the said motion being again read at the Clerk's table, was, on the question put thereupon, agreed to by the House, as originally proposed, in the words following, to wit:

Resolved, That the claimants of lands of the United States, lying South of the State of Tennessee, under an act of the State of Georgia, passed on the seventh day of January, in the year one thousand seven hundred and ninety-five, be heard by counsel at the bar of this House on Tuesday next."

On motion,

Ordered, That the Committee of the Whole House on the bill further to alter and establish certain post roads, and for other purposes, to whom were referred, on the eleventh and twelfth instant, the petitions of sundry citizens of the State of Pennsylvania, be discharged from the consideration thereof; and that the petitioners, respectively, have leave to withdraw their said petitions.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made two amendments thereto; which he delivered in at the Clerk's table, where the same were, severally, twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time on Monday next.

Mr. Gregg, from the committee appointed, presented, according to order, a bill to incorporate the Directors of the Columbian Library Company; which was received, and ordered to lie on the table.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill in addition to an act, entitled "An act to establish a uniform rule of naturalization, and to repeal the acts heretofore passed on that subject;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time on Monday next.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning eleven o'clock.

MONDAY, FEBRUARY 21, 1803.

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom were referred, during the present session, the several memorials and petitions of John Patrick, of John Frankford, of Stephen Kingston, of sundry citizens of the State of Delaware, of John Bean and others, pilots of vessels from the Capes of Virginia to the District of Columbia, and of sundry merchants residing within the District of Columbia; also, two resolutions of this House, the one requiring the committee "to inquire what alterations ought to be made in the laws establishing the compensations of the officers of the customs;" and the other, "to inquire into the inconveniences complained of by

certain citizens of the United States, for the want of a port at Mobile ;" made a report thereon ; which was read : Whereupon,

Resolved, That the consideration of the said memorials, petitions, and resolutions of the House, be postponed until the first Monday in November next.

Mr. Samuel Smith, from the same committee, to whom were also referred, during the present session, the several memorials and petitions of the "Franklin Association," and of other journeymen printers, of sundry combmakers, gunsmiths, corkcutters, calico-printers, cordwainers, papermakers, and letter founders ; of sundry manufacturers of umbrellas, brushes, stoneware, gunpowder, hats, and starch, within the United States ; praying for protecting duties to be laid on the importation of articles used in their respective manufactures, made a report thereon ; which was read and considered : Whereupon,

Resolved, That the Secretary of the Treasury be, and he is hereby, directed to prepare and lay before Congress, early in their next session, a plan for the levying new and more specific duties on goods, wares, and merchandise, imported into the United States, so as that the same shall, as near as may be, neither increase nor diminish the present revenue arising to the United States from imports.

A petition of sundry inhabitants of the State of New York, whose names are thereunto subscribed, was presented to the House, and read, praying that a post road may be established from the village of Owego, in the county of Tioga, to the village of Aurora, in the county of Cayuga, in the said State of New York.

Also, a petition of sundry inhabitants of the counties of Washington and Rensselaer, in the said State of New York, whose names are thereunto subscribed, praying that a post road may be established from the village of Lansingburgh, by the way of Chace's bridge, at Schraughticoh Point, the town of Easton, Lansing's mills, the White Meeting House in Argyle, the Meeting House in the town of Hartford, and the house of Benjamin Prentice, in the West part of the town of Granville, to White Hall Landing, in the said State.

Ordered, That the said petitions be referred to the Committee of the Whole House to whom was committed, on the eighth instant, the bill further to alter and establish certain post roads, and for other purposes.

A petition of sundry inhabitants of the State of Massachusetts, whose names are thereunto subscribed, was presented to the House and read, praying that such parts of the towns of Newcastle, Edgecomb, and Booth Bay, as lie adjoining on Dammarascotto river, may be annexed to the Westerly division of the District of Waldoborough, in the said State.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

A petition and representation of Daniel St. Clair, late Collector of the Internal Taxes of the third division of the District of Pennsylvania, was presented to the House and read, praying that a law may be passed directing the Secretary of the Treasury to pass to the credit of the petitioner the sum of eleven hundred and two dollars and ninety cents, in consideration of the loss of that sum of public money, and of sundry valuable papers, by accident, while on the way to Philadelphia in the Summer of the last year, to pay the same into the hands of the Supervisor of the Revenue for the said State.

Ordered, That the said petition and representation be referred to the Committee of Claims.

The bill to incorporate the Directors of the Columbian Library Company, which was received, and ordered to lie on the table, on the nineteenth instant, was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Thursday next.

An engrossed bill making an appropriation for the support of the Navy of the United States, for the year one thousand eight hundred and three, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act making an appropriation for the support of the Navy of the United States, for the year one thousand eight hundred and three."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill in addition to an act, entitled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject," was read the third time: Whereupon,

A motion was made, and the question being put that, the farther consideration of the said bill be postponed until the first Monday in November next;

It passed in the negative, $\{$ Yeas 40,
Nays 42.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
James A. Bayard,
Thomas Boude,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
William Helms,
Archibald Henderson,
William Hoge,
Benjamin Huger,
Samuel Hunt,
Ebenezer Mattoon,
Thomas Morris,

James Mott,
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
Nathan Read,
William Shepard,
John Cotton Smith,
John Smith, of New York,
Josiah Smith,
John Stanley,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
John Trigg,
George B. Upham,
Philip Van Cortlandt,
Joseph B. Varnum,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Those who voted in the negative, are,

John Archer,
John Bacon,
Theodorus Bailey,
Robert Brown,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
John Fowler,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
James Holland,
David Holmes,
George Jackson,
Michael Leib,

David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
Anthony New,
Thomas Newton, jun.
John Randolph, jun.
John Smilie,
Israel Smith,
John Smith, of Virginia,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
David Thomas,
Philip R. Thompson,
Abram Trigg,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Another motion was then made, and the question being put, that the said bill be re-committed to a Select Committee, to consider and report thereon to the House,

It passed in the negative.

And then the main question being taken that the said bill do pass,

It was decided in the negative, $\{$ Yeas 37,
Nays 42.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative are,

John Archer,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
John Fowler,
John A. Hanna,
Daniel Heister,
Joseph Heister,
James Holland,
David Holmes,
George Jackson,

Michael Leib,
David Meriwether,
Thomas Moore,
Thomas Newton, jun.
John Smilie,
Israel Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
David Thomas,
Philip R. Thompson,
Abram Trigg,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynn.

Those who voted in the negative, are,

Willis Alston,
John Bacon,
James A. Bayard,
Thomas Boude,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
William Helms,
Archibald Henderson,
William Hoge,
Benjamin Huger,
Samuel Hunt,
Ebenezer Mattoon,
Thomas Morris,

James Mott,
Joseph H. Nicholson,
Elias Perkins,
Thomas Plater,
Nathan Read,
William Shepard,
John Cotton Smith,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
John Stanley,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
John Trigg,
George B. Upham,
Philip Van Cortlandt,
Joseph B. Varnum,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

And so the said bill was rejected.

On a motion made and seconded,

Resolved, That the following rule be added, as one of the standing rules and orders of proceeding of this House, to wit :

“ That all questions relating to the priority of business to be acted on, shall be decided without debate.”

The House proceeded to consider the amendment proposed by the Senate, to the bill, entitled “An act to provide an additional armament for the protection of the commerce and seamen of the United States.” Whereupon,

Ordered, That the said amendment, together with the bill, be committed to a Committee of the Whole House to-day.

On a motion made and seconded, that the House do come to the following resolution :

Resolved, That a committee be appointed to inquire whether the petitions from sundry aliens, presented to this House, and referred to a Select Committee, on the fourteenth day of February, and sundry other petitions on the same subject, referred to the same committee, were, in fact, subscribed by the persons therein named:

The question was taken, that the House do now proceed to take the said motion into consideration,

And passed in the negative, { Yeas 33,
Nays 49.

The yeas and nays being demanded by one fifth of the members present,
Those who voted in the affirmative, are,

James A. Bayard,
Thomas Boude,
Manasseh Cutler,
John Davenport,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
William Helms,
Archibald Henderson,
Benjamin Huger,
Samuel Hunt,
Michael Leib,
Ebenezer Mattoon,
Thomas Morris,
Elias Perkins,
Thomas Plater,

Nathan Read,
William Shepard,
John Smilie,
John Cotton Smith,
John Smith, *of Virginia*,
Josiah Smith,
Richard Stanford,
John Stanley,
Samuel Tenney,
Samuel Thatcher,
David Thomas,
Thomas Tillinghast,
George B. Upham,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Those who voted in the negative, are,

Willis Alston;
John Archer,
John Bacon,
Theodorus Bailey,
Robert Brown,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Thomas T. Davis,
John Dawson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
John Fowler,
Edwin Gray,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
Joseph Heister,
William Hoge,
James Holland,
David Holmes,

George Jackson,
David Meriwether,
Samuel L. Mitchill,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
Israel Smith,
John Smith, of New York,
Samuel Smith,
Henry Southard,
Joseph Stanton,
John Stewart,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the amendment proposed by the Senate to the bill, entitled "An act to provide an additional armament for the protection of the commerce and seamen of the United States;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said amendment under consideration, and directed him to report to the House their agreement to the same, without amendment.

The House then proceeded to consider the said amendment of the Senate at the Clerk's table: Whereupon,

A motion was made, and the question being put, that the same, together with the bill, be recommitted to a Select Committee, to consider and report thereon to the House,

It passed in the negative.

And then the main question being taken that the House do concur with the Committee of the Whole House in their agreement to the said amendment,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a Committee of the

Whole House on the bill making appropriations for the support of Government, for the year one thousand eight hundred and three; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were, severally, twice read, and, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill in addition to, and in modification of, the propositions contained in the act, entitled "An act to enable the people of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table, where the same were, severally, twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The House proceeded to consider the bill to revive and continue in force an act in addition to an act, entitled "An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen," which lay on the table, and to which the Committee of the Whole House, on the seventeenth instant, reported no amendment; and having made some progress therein,

An adjournment was called for: Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, FEBRUARY 22, 1803.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the seventh instant, the memorial and remonstrance of Moses Hazen, by Moses White, his Attorney, made a report thereon; which was read: Whereupon,

Ordered, That the consideration of the said report be postponed until Thursday next.

Mr. John Cotton Smith, from the same committee, to whom were referred, on the twenty-seventh ultimo, the petition of John Burnham, of the State of Connecticut, and a report of the Secretary of State thereon, made a report; which was read, and ordered to be committed to a Committee of the Whole House to-morrow.

Mr. John Cotton Smith, from the same committee, to whom was referred, on the ninth instant, the petition of William Breek, junior, made a report thereon; which was read, and ordered to be committed to a Committee of the Whole House on Monday next.

An engrossed bill in addition to, and in modification of, the propositions contained in the act, entitled "An act to enable the people of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to, and in modification of, the propositions contained in the act, entitled 'An act to enable the people of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States, and for other purposes.'"

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill making appropriations for the support of Government, for the year one thousand eight hundred and three, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act making appropriations for the support of Government, for the year one thousand eight hundred and three."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion,

Resolved, That the claimants of lands of the United States, lying South of the State of Tennessee, under an act of the State of Georgia, passed on the twenty-first of December, one thousand seven hundred and eighty-nine, be heard in person, or by counsel, this day, at the bar of this House.

The Speaker laid before the House a letter from the Secretary and Comptroller of the Treasury, transmitting a report made in pursuance of the act, entitled "An act for the relief of refugees from the British provinces of Canada and Nova-Scotia ;" which were read, and ordered to be referred to Mr. Gregg, Mr. John Cotton Smith, and Mr. John Smith, of New York, with leave to report thereon by way of bill, or bills, or otherwise.

The Speaker laid before the House a letter from William Payne, and others, whose names are thereunto subscribed, claimants and agents of claimants of lands situate in the territory ceded to the United States by the State of Georgia, submitting certain propositions to the consideration of Congress, in addition to, and in modification of, those contained in the report of the Commissioners appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a government in the Mississippi territory."

The said letter was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the nineteenth instant, the bill for settling the claims to public lands of the United States South of the State of Tennessee.

On motion,

Resolved, That a committee be appointed to prepare and bring in a bill to vary the session of the Supreme Court, so that the same shall commence on the first Monday in August, instead of the first Monday in February, annually ; and that the duties to be performed by the Associate Justice living in the fourth circuit on the first Monday in August, as by law now established, shall hereafter be performed by the said Justice on the first Monday in February, annually.

Ordered, That Mr. Bayard, Mr. Eustis, and Mr. Thompson, be appointed a committee, pursuant to the said resolution.

A representation of the Ministers and Elders of the religious communion known by the name of the Associate Reformed Church in North America, signed by William M'Auley, Moderator, and John M'Jimsey, Synod Clerk, was presented to the House and read, praying a remission of the duties on certain books which they have imported for the sole use of the library of a seminary proposed to be established in the city of New York, for the instruction of young men who destine themselves to the Christian ministry.

Ordered, That the said representation be referred to the Committee of Commerce and Manufactures.

A petition of Henry Dering, and others, whose names are thereunto subscribed, citizens on the Western waters, who have subscribed for shares in the Allegany turnpike road, was presented to the House and read, praying the aid and patronage of the Government of the United States to enable the petitioners, and others, to complete the said turnpike road, for the reasons therein specified.

Ordered, That the said petition be referred to Mr. Randolph, Mr. Early, and Mr. Tenney; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A petition of sundry inhabitants of the county of Rensselaer, in the State of New York, was presented to the House and read, praying that a post road may be established from Lansingburgh by the way of Schaghticoke Point, Easttown, Whipple's bridge, the new church North of the street in Argyle, Hartford Meeting House, and the house of Benjamin Prentice, in West Granville, to Whitehall Landing, in the said State.

Ordered, That the said petition be referred to the Committee of the Whole House to whom was committed, on the eighth instant, the bill further to alter and establish certain post roads, and for other purposes.

The House proceeded to the hearing of counsel, at the bar of the House, in behalf of the claimants of lands of the United States, lying South of the State of Tennessee, under an act of the State of Georgia, passed on the twenty-first of December, seventeen hundred and eighty-nine, in pursuance of a resolution agreed to this day ; and, thereupon, the said counsel being fully heard, withdrew from the bar.

Ordered, That the committee on the report of the Commissioners appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a Government in the Mississippi Territory," to whom was referred, on the seventeenth instant, the petition of Alexander Moultrie, of the State of South Carolina, for himself and others, be discharged from the

consideration thereof; and that the said petition be referred to the Committee of the Whole House to whom was committed, on the nineteenth instant, the bill for settling sundry claims to public lands of the United States South of the State of Tennessee.

The House resumed the consideration of the bill to revive and continue in force an act in addition to an act, entitled "An act in addition to an act regulating the grants of land appropriated for military services, and for the society of the United Brethren for propagating the Gospel among the Heathen." And the said bill being amended at the Clerk's table, was, together with the amendments, ordered to be engrossed, and read the third time to-morrow.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, FEBRUARY 23, 1803.

Ordered, That Mr. Robert Williams and Mr. Grove have leave to be absent from the service of this House, after Monday next, for the remainder of the session.

Mr. John Cotton Smith, from the Committee of Claims, to whom were referred, during the present session, the several petitions of William Benson, of Timothy Brewster, of Seth Chapin, of Amey Dardin, and of John Minor, administrator of Reuben Minor, deceased; also, a letter addressed to the Speaker of this House, from Thomas Martin, late a Major in the first United States' regiment, made a report thereon; which was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the fifteenth instant, the report of a select committee on "the expediency of extending the time for the settlement of claims for services rendered, and supplies furnished, during the Revolutionary war."

Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom was referred, on the fourteenth instant, the memorial of Thomas Ketland, of the City of Philadelphia, made a report thereon; which was read, and considered; Whereupon,

Resolved, That the memorialist have leave to withdraw his said memorial.

Mr. Thompson, from the committee to whom was referred, on the tenth of December last, a memorial of Gilbert Combs, of the State of Virginia, made a report thereon; which was read, and considered: Whereupon,

Resolved, That the memorialist have leave to withdraw his said memorial, together with the documents accompanying the same.

An engrossed bill to revive and continue in force an act in addition to an act, entitled "An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen," was read the third time: Whereupon,

A motion was made and seconded that the House do, by unanimous consent, amend the first section of the said bill, by striking out therefrom the words "*and from thence to the end of the next session of Congress thereafter*:"

And the question being taken thereupon,

It was unanimously resolved in the affirmative.

The said bill being so amended at the Clerk's table, was then brought in engrossed, and again read; and on the question thereupon,

Resolved, That the said bill do pass, and that the title be, "An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren, for propagating the Gospel among the Heathen,' and for other purposes."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Ordered, That the Committee of Claims, to whom was referred, on the ninth instant, the memorial of Stephen Sayre, be discharged from the consideration thereof; and that the memorialist have leave to withdraw his said memorial, together with the documents accompanying the same.

A memorial of James Strawbridge, in behalf of himself, and as trustee for the Tennessee Company, was presented to the House and read, stating his claim as an original proprietor and trustee, as aforesaid, to a certain quantity of land situate in the Territory lately ceded to the United States by the State of Georgia; and submitting to the consideration of Congress certain terms and conditions, therein specified, upon which the memorialist on his part, and in behalf of the said Tennessee Company, is willing to relinquish to the United States the title to the said land, in fee simple.

Ordered, That the said memorial be referred to the Committee of the Whole House

to whom was committed, on the nineteenth instant, the bill for settling sundry claims to public lands of the United States South of the State of Tennessee.

A memorial of Robert Barber, of the County of Northumberland, in the State of Pennsylvania, was presented to the House and read, praying a remission of the duty accruing to the United States in the case of a distillery, owned by the memorialist, and which, during the time he had obtained a license to work the same, was, together with his still house and distilling materials, consumed by fire, some time in the month of October, in the year seventeen hundred and ninety-seven.

Ordered, That the said memorial be referred to the Committee of Claims.

Ordered, That the Committee of Ways and Means have leave to prepare and bring in a bill or bills authorizing the transfer of the duties of Supervisor to any other office.

Mr. Randolph, from the Committee of Ways and Means, reported, according to order, a bill authorizing the transfer of the duties of Supervisor to any other office; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House immediately.

The House, accordingly, resolved itself into the said committee; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto; which he delivered in at the Clerk's table, where the same was twice read, and, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time to-morrow.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, who delivered in the same, and then withdrew.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendments, do lie on the table.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined two enrolled bills, to wit:

"An act supplementary to the 'Act concerning Consuls and Vice Consuls,' and for the further protection of American seamen;" and

"An act to provide an additional armament for the protection of the Commerce and Seamen of the United States;" and had found the same to be truly enrolled: Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

THURSDAY, FEBRUARY 24, 1803.

The message, in writing, received yesterday from the President of the United States, was read, as followeth:

Gentlemen of the Senate and House of Representatives:

I lay before you a report of the Secretary of State on the case of the Danish Brigantine Henrick, taken by a French privateer, in one thousand seven hundred and ninety-nine, re-taken by an armed vessel of the United States, carried into a British Island, and there adjudged to be neutral, but under allowance of such salvage and costs as absorbed nearly the whole amount of sales of the vessel and cargo. Indemnification for these losses, occasioned by our officers, is now claimed by the sufferers, supported by the representations of their Government. I have no doubt the Legislature will give to the subject that just attention and consideration which it is useful, as well as honorable to practise in our transactions with other Nations, and particularly with one which has observed towards us the most friendly treatment and regard.

TH. JEFFERSON.

FEBRUARY 23, 1803.

Ordered, That the said message, together with the documents transmitted therewith, be referred to a Committee of the Whole House to-morrow.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting a letter to him from the Comptroller of the Treasury, dated the twenty-third instant; also a statement of the emoluments of the officers of the customs, for the year one thousand eight hundred and two; which were read, and ordered to lie on the table.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting an account of the receipts and expenditures of the United States for the year one thousand eight hundred and one; also, a letter to him from the Register of the Treasury, in relation thereto; which were read, and ordered to lie on the table.

An engrossed bill authorizing the transfer of the duties of Supervisor to any other office was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act authorizing the transfer of the duties of Supervisor to any other office."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act in addition to an act, entitled 'An act fixing the military peace establishment of the United States,'" to which the select committee to whom the same were committed, on the eighteenth instant, reported their agreement: Whereupon,

Resolved, That this House doth concur with the committee in their agreement to the said amendments of the Senate, without amendment.

Mr. Gregg, from the committee appointed on the twenty-third instant, presented, according to order, a bill in addition to the act, entitled "An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia ;" which was received, and read the first time.

On motion,

On motion,
The said bill was read the second time, and ordered to be engrossed, and read the
third time to-morrow.

Ordered, That the Committee of the Whole House to whom was committed, on the fourteenth instant, the bill more effectually to provide for the organization of the militia of the District of Columbia, be discharged from the consideration thereof; and that the said bill be recommitted to Mr. Samuel Smith, Mr. John Smith, of Virginia, Mr. John Smith, of New York, Mr. Boude, Mr. Shepard, Mr. Butler, and Mr. Meriwether.

The House proceeded to consider the amendments, reported yesterday from the Committee of the Whole House, to the bill regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee ; and the said amendments being, severally, twice read at the Clerk's table, were, on the question put thereupon, agreed to by the House.

A motion was then made and seconded further to amend the bill, by inserting after the word "who," in the third line of the second section, the words "not being enemies of the American Revolution, and ;" also, by inserting after the word "did," in the fourth line of the same section, the words following, to wit : "with the consent of the British Government of West Florida, on or before the day when the British possessions of West Florida were conquered by Spain, actually inhabit and cultivate a tract of land in the Mississippi Territory, not claimed by virtue of the preceding section, or of any British grant, or of the articles of agreement and cession between the United States and the State of Georgia, and was driven therefrom by the events of the war between the United States and Great Britain ; and to every person, or the legal representative of every person, who, being either the head of a family, or of twenty-one years of age, did:"

And the question being taken thereupon,

It passed in the negative, { Yeas 17,
Nays 44.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

James A. Bayard,
John Condit,
John Davenport,
Ebenezer Elmer,
Calvin Goddard,
John A. Hanna,
Daniel Heister,
Benjamin Huger,
James Mott.

Thomas Plater,
William Shepard,
Israel Smith,
John Cotton Smith,
Samuel Thatcher,
Joseph B. Varnum,
Peleg Wadsworth,
Lemuel Williams

Those who voted in the negative, are,

John Archer,
John Bacon,
Thomas Boude,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Dawson,
Lucas Elmendorf,
John Fowler,
Edwin Gray,
Andrew Gregg,
William Barry Grove,
Joseph Heister,
William Helms,
William Hoge,
David Holmes,
Michael Leib,
David Meriwether,
Samuel L. Mitchill,

Thomas Moore,
Anthony New,
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Richard Stanford,
John Stanley,
John Stewart,
John Taliaferro, jun.
Thomas Tillinghast,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

Ordered, That the said bill, with the amendments agreed to, be engrossed, and read the third time to-morrow.

A memorial of Thomas Young, in behalf of himself and others, was presented to the House and read, stating his claim as a proprietor in a company, entitled, by purchase, to a quantity of land situate in the Territory lately ceded to the United States by the State of Georgia, to which the Indian title has not been extinguished, and submitting to the consideration of Congress, certain terms and conditions therein specified, upon which the memorialist, on his part, and in behalf of those whom he represents, will agree to relinquish to the United States a right to the said land, in fee simple.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the nineteenth instant, the bill for settling sundry claims to public lands of the United States South of the State of Tennessee.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to make Beaufort and Passamaquoddy ports of entry and delivery; to make Easton, Nanjemoy, and Tiverton, ports of delivery; to change the name of the district of Nanjemoy to that of Saint Mary's; to authorize the establishment of a new collection district on Lake Ontario, and the appointment of a Surveyor at Nanjemoy; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made two amendments thereto; which he delivered in the Clerk's table, where the same were severally twice read, and, on the question put thereupon, agreed to by the House.

The said bill, being then further amended at the Clerk's table, was, together with the amendments, ordered to be engrossed, and read the third time to-morrow.

The House resumed the consideration of the bill in addition to an act, entitled "An act to amend the judicial system of the United States," to which the Committee of the Whole House reported an amendment on the sixteenth instant: Whereupon,

A motion was made, and the question being put, that the farther consideration thereof be postponed until the first Monday in November next,

It passed in the negative.

The said bill was then further amended at the Clerk's table, and, together with the amendments, ordered to be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill concerning the salt springs on the waters of the Wabash river; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Nicholson reported that the committee had, according to order, had the said bill under consideration, and made two amendments thereto; which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a Committee of

the Whole House on the bill for erecting a light house at the entrance of Penobscot bay, or any other place in its vicinity, that may be deemed preferable by the Secretary of the Treasury ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made two amendments thereto ; which he delivered in at the Clerk's table, where the same were severally twice read, and, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, FEBRUARY 25, 1803.

A petition of Paul Haraalson, of Roane county, in the State of Tennessee, was presented to the House and read, praying to be exonerated from the payment of certain sums of money due to the United States, on account of the arrearages of internal duties collected by the petitioner, as Collector of the revenue in the second division of the district of Tennessee, in consideration of the destruction of his books and papers, and other property, by fire, communicated to his dwelling house, as is alleged and believed by the petitioner, by an incendiary, some time in the month of January, one thousand eight hundred and one.

Ordered, That the said petition be referred to the Committee of Claims.

An engrossed bill in addition to the act, entitled "An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to the act, entitled 'An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia.'"

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill in addition to an act, entitled "An act to amend the Judicial system of the United States," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act in addition to an act, entitled 'An act to amend the Judicial system of the United States.'"

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill to make Beaufort and Passamaquoddy ports of entry and delivery ; to make Easton, Nanjemoy, and Tiverton, ports of delivery ; to change the name of the district of Nanjemoy to that of Saint Mary's ; to authorize the establishment of a new collection district on lake Ontario ; and the appointment of a Surveyor at Nanjemoy ; was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to make Beaufort, the City of Washington, and Passamaquoddy, ports of entry and delivery ; to make Easton, Nanjemoy, and Tiverton, ports of delivery ; to change the name of the district of Nanjemoy to that of Saint Mary's ; to authorize the establishment of a new collection district on lake Ontario ; and the appointment of a Surveyor at Nanjemoy."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill concerning the salt springs on the waters of the Wabash river was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act concerning the salt springs on the waters of the Wabash river."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for erecting a light-house at the entrance of Penobscot bay, or any other place in its vicinity, that may be deemed preferable by the Secretary of the Treasury, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for erecting a light-house at the entrance of Penobscot bay, or any other place in its vicinity, that may be deemed preferable by the Secretary of the Treasury."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion,

Resolved, That the Secretary of War be, and he is hereby, directed to procure and lay before Congress, at the commencement of their next session, an authentic list of the individuals who, agreeably to the former resolves of Congress, were placed on the list of invalid pensioners in the State of South Carolina, and, by the regulations of that State, were entitled to pensions at the commencement of the present Government of the United States, but who have not since been paid the same.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker: I am directed to inform this House that the President of the United States did, on the nineteenth instant, approve and sign an act, which originated in the Senate, entitled "An act to provide for the due execution of the laws of the United States within the State of Ohio." I am also directed to inform this House, that the Vice President of the United States, being indisposed, the Senate have proceeded to the choice of a President pro tempore, as the Constitution provides, and the honorable Stephen R. Bradley has been duly elected. The Senate have passed the bill, entitled "An act for continuing in force a law, entitled 'An act for establishing trading houses with the Indian tribes ;' also, the bill, entitled "An act to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited ;" without amendment. The Senate have also passed a bill, entitled "An act to alter the time of holding the Court of the United States in Kentucky district ;" to which they desire the concurrence of this House. And then he withdrew.

Mr. Samuel Smith, from the committee to whom was recommitted, on the twenty-fourth instant, the bill more effectually to provide for the organization of the militia of the District of Columbia, reported an amendatory bill ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

Mr. Mitchill, from the committee appointed, on the fifteenth instant, on "the provision which ought to be made by law for the regulation of quarantine within the District of Columbia," made a report thereon ; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. Mitchill, from the same committee, also reported, according to order, a bill to regulate the quarantine of ships and vessels in the port of Alexandria ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the Committee of the Whole House last appointed.

The order of the day for the House to resolve itself into a Committee of the Whole House on the bill for establishing the Government of the Territory of Columbia, being called for,

A motion was made and seconded that the said order of the day be postponed until the first Monday in November next :

And the question being taken thereupon,

It passed in the negative.

On a motion made and seconded that the House do come to the following resolution :

Resolved, That the message of the President of the United States, of the twenty-third of December, eighteen hundred and two, together with the documents which accompany the same, be printed for the use of the members of the House and of the Senate ; provided the expense of printing shall not exceed the sum of five thousand two hundred dollars :

The House proceeded to consider the said motion at the Clerk's table : Whereupon,

A motion was made, and the question being put, that the said motion be referred to a select committee,

It passed in the negative.

A division of the question on the said motion, was then called for : Whereupon,

The first member thereof being again read, in the words following, to wit :

"*Resolved*, That the message of the President of the United States, of the twenty-third of December, eighteen hundred and two, together with the documents which accompany the same, be printed, for the use of the members of the House and the Senate :"

The question was taken thereupon,
And resolved in the affirmative. •

The second member of the said motion being again read, was, on the question put thereupon, agreed to by the House, as followeth:

"Provided the expense of printing shall not exceed the sum of five thousand two hundred dollars."

And then the main question being taken, that the House do agree to the said motion, as originally proposed,

It was resolved in the affirmative, { Yeas 38,
{ Nays 28.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Thomas Boude,
Robert Brown,
Samuel J. Cabell,
John Campbell,
Thomas Claiborne,
William Dickson,
Lucas Elmendorf,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Joseph Heister,
David Holmes,
George Jackson,
Michael Leib,
Samuel L. Mitchill,
Thomas Morris,

James Mott,
Anthony New,
Joseph H. Nicholson,
Thomas Plater,
John Randolph, jun.
Nathan Read,
John Smilie,
John Smith, of *Virginia*,
Henry Southard,
John Stanley,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.
Samuel Tenney,
Samuel Thatcher,
Lemuel Williams,
Robert Williams,
Richard Winn,
Thomas Wynns.

Those who voted in the negative, are,

Theodorus Bailey,
James A. Bayard,
Phanuel Bishop,
Richard Brent,
William Butler,
John Davenport,
John Dawson,
Ebenezer Elmer,
William Eustis,
John Fowler,
John A. Hanna,
William Helms,
William Hoge,
James Holland,

Benjamin Huger,
Thomas Moore,
Israel Smith,
John Cotton Smith,
Josiah Smith,
Samuel Smith,
David Thomas,
Thomas Tillinghast,
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Peleg Wadsworth.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to reduce the Marine Corps of the United States; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendments, do lie on the table.
A motion was then made and seconded, that the House do now adjourn—
And the question being taken thereupon,

There appeared, { Yeas 28,
{ Nays 24.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
Thodorus Bailey,
Phanuel Bishop,

Richard Brent,
John Campbell,
Thomas Claiborne,

John Condit,
Samuel W. Dana,
William Dickson,
Peter Early,
Ebenezer Elmer,
William Eustis,
Andrew Gregg,
Roger Griswold,
Daniel Heister,
Joseph Heister,
William Helms,

David Holmes,
Thomas Moore,
James Mott,
Joseph H. Nicholson,
Nathan Read,
John Smilie,
John Smith, of *Virginia*,
Richard Stanford,
Samuel Tenney,
Isaac Van Horne,
Thomas Wynns.

Those who voted in the negative, are,

John Archer,
John Bacon,
Robert Brown,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
Richard Cutts,
John Dawson,
Lucas Elmendorf,
John Fowler,
Michael Leib,

David Meriwether,
Samuel L. Mitchill,
Thomas Newton, jun.
John Randolph, jun.
Samuel Smith,
John Stanley,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.
Philip R. Thompson,
Abram Trigg,
Joseph B. Varnum.

Whereupon,

The several orders of the day were farther postponed until to-morrow.
And the House adjourned until to-morrow morning eleven o'clock.

SATURDAY, FEBRUARY 26, 1803.

On motion,

The House was cleared of all persons, except the members and the Clerk: Whereupon,

A motion was made and seconded that the injunction of secrecy upon the members, so far as relates to all future proceedings to be had on two bills, which have passed this House and the Senate, one entitled "An act making further provision for the expenses attending the intercourse between the United States and foreign Nations," and another, entitled "An act for extending the external commerce of the United States," be taken off:

And the question being taken thereupon,

It was resolved in the affirmative.

Mr. John Cotton Smith, from the Committee of Claims, to whom was referred, on the eleventh instant, the petition of Oliver Pollock, presented the tenth of February, one thousand eight hundred and two, made a report thereon; which was read, and ordered to be referred to the Committee of the Whole House to whom was committed, on the fifteenth instant, the report of a select committee "on the expediency of extending the time for the settlement of claims for services rendered, and supplies furnished, during the Revolutionary War."

Mr. John Cotton Smith, from the same committee, to whom were referred, during the present Session, the several claims, memorials, and petitions, of Elijah Ayer, deceased, and Elijah Ayer, junior; of Robert Barber, of James Bell, of Cumberland county, in the State of Pennsylvania; of Ebenezer Blake, of Edmund Brooke, of John Coles, of Richard Dale, of Caleb Eddy; and a report of the Committee of Claims thereon—of John Edgar, of James Gillespie, of Paul Harralson, of Philip Lightfoot, of William Meetkerke, of William Moore, and others; of James Price, of John F. Randolph, and Randolph McGillis, in behalf of themselves and others; of Daniel St. Clair, of Abraham Whipple, and of John Whitney; made a report thereon; which was read: Whereupon,

Ordered, That the farther consideration of the said memorials and petitions be postponed until the first Monday in November next.

On motion,

Resolved, That there be a call of the House to-day at four o'clock, post meridiem.

On motion,

Resolved, That when this House adjourns, it will adjourn until Monday morning next ten o'clock.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined the following enrolled bills, to wit:

"An act for continuing in force a law, entitled 'An act for establishing trading houses with the Indian tribes,'"

"An act in addition to an act, entitled 'An act fixing the Military Peace Establishment of the United States,' and

"An act to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited;" and had found the same to be truly enrolled: Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Ordered, That Mr. Holland have leave to be absent from the service of this House, after Tuesday next, for the remainder of the Session.

Ordered, That the Committee of the Whole House to whom was referred, on the twenty-fourth instant, a message from the President of the United States, transmitting a report from the Secretary of State, and sundry documents, in the case of the Danish brigantine called the Henrick, be discharged from the consideration thereof; and that the said message, report, and documents, be recommitted to the Committee of Claims.

On a motion made and seconded that the House do now, according to the order of the day, resolve itself into a Committee of the Whole House on a motion of the thirty-first ultimo, "for indemnifying the citizens of the United States, who, in carrying on a lawful trade to foreign parts, have suffered losses by the seizure of their property, made by unauthorized French cruizers, or by any French cruizer, without sufficient cause," to which Committee of the Whole House was also referred, on the second instant, the report of a select committee, made the twenty-second of April last, on "the memorials and petitions of sundry citizens of the United States, and resident merchants therein, praying relief, in the case of depredations committed on their vessels and cargoes, while in pursuit of lawful commerce, by the cruizers of the French Republic, during the late European war?"

It passed in the negative, { Yeas 21.
{ Nays 48.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

John Bacon,
James A. Bayard,
John Campbell,
Samuel W. Dana,
William Eustis,
Calvin Goddard,
Roger Griswold,
Seth Hastings,
William H. Hill,
Benjamin Huger,
Samuel Hunt,

Samuel L. Mitchill,
Thomas Morris,
Thomas Plater,
Nathan Read,
John Cotton Smith,
Samuel Tenney,
Samuel Thatcher,
George B. Upham,
Peleg Wadsworth,
Lemuel Williams.

Those who voted in the negative, are,

Willis Alston,
John Archer,
Theodorus Bailey,
Phanuel Bishop,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
John Clopton,
John Condit,
William Dickson,
Peter Early,
Lucas Elmendorf,
Ebenezer Elmer,
Andrew Gregg,

Daniel Heister,
Joseph Heister,
William Helms,
William Hoge,
James Holland,
George Jackson,
Michael Leib,
David Meriwether,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, Jr.,
John Randolph, Jr.,
John Smilie,
Israel Smith,
John Smith, of New York,

John Smith, of Virginia,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, Jr.
David Thomas,
Philip R. Thompson,

Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Robert Williams,
Richard Winn,
Thomas Wynns.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for the relief of Joshua Harvey and others ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto ; which he delivered in at the Clerk's table, where the same were read, and, together with the said bill, ordered to be recommitted to Mr. Bayard, Mr. Nicholson, and Mr. Brent.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the amendatory bill more effectually to provide for the organization of the Militia of the District of Columbia ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto ; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time on Monday next.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Ways and Means, of the eleventh instant, to whom was referred a memorial of sundry sugar refiners of the city of Baltimore, in the State of Maryland ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolution contained therein, with an amendment ; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

The said resolution, as amended, being twice read at the Clerk's table, was, on the question put thereupon, agreed to by the House, as followeth :

Resolved, That no internal duty shall be collected on sugars removed from the refinery since the thirtieth day of June, eighteen hundred and two ; any law to the contrary notwithstanding.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that the Committee of Ways and Means do prepare and bring in the same.

Mr. Randolph, from the Committee of Ways and Means, presented, according to order, a bill for the relief of the sugar refiners within the United States ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House on Monday next.

The House proceeded to consider the amendments reported yesterday from the Committee of the Whole House, to the bill to reduce the Marine Corps of the United States ; and, the said amendments being, severally, twice read, were, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time on Monday next.

On motion,

Resolved, That the call of the House, directed to be on this day, at four o'clock, post meridiem, be postponed for half an hour.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the report of the Committee of Claims, of the sixteenth instant, on the memorial of Paul Coulon ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Samuel Smith reported that the committee had, according to order, had the said report under consideration, and directed him to report their agreement to the resolution contained therein ; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House, as followeth :

Resolved, That there be paid to Paul Coulon, as agent for the captors of the ship

Betty Cathcart, and brig Aaron, prizes to the French privateer La Bellone, out of any moneys in the Treasury, not otherwise appropriated, the sum of six thousand two hundred and forty-one dollars and forty-four cents, being the amount retained by the Treasury Department from the sales of the ship Betty Cathcart, for duties on the cargo of the brig Aaron.

Ordered, That a bill or bills be brought in, pursuant to the said resolution; and that the Committee of Claims do prepare and bring in the same.

The bill sent from the Senate, entitled "An act to alter the time of holding the Court of the United States in Kentucky District, was read the first time.

On motion,

The said bill was read the second time; and

On motion,

The said bill was read the third time.

And on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to alter and discontinue certain post roads, and for other purposes; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, on Monday next, again resolve itself into a Committee of the Whole House on the said bill.

On motion,

Resolved, That the call of the House directed to be on this day, at half past four o'clock, in the afternoon, be postponed until eleven o'clock, in the morning, on Monday next.

A memorial of sundry citizens of the Territory of Columbia, whose names are thereunto subscribed, was presented to the House and read, stating their approbation of the provisions contained in a bill now depending before this House, for the Government of the said territory; and praying that the same may be passed into a law during the present session of Congress.

Ordered, That the said memorial be referred to the Committee of the Whole House to whom was committed, on the tenth instant, the bill for establishing the Government of the Territory of Columbia.

Mr. Bayard, from the committee to whom was this day, recommitted the bill for the relief of Joshua Harvey, and others, reported an amendatory bill; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be engrossed, and read the third time on Monday next.

Mr. John Cotton Smith, from the Committee of Claims, presented, according to order, a bill for the relief of Paul Coulon; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House immediately.

The House, accordingly, resolved itself into the said committee; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Samuel Smith reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time on Monday next.

A petition of Henry Presscott, junior, and William P. Presscott, of New Castle, in the State of New Hampshire, merchants, was presented to the House and read, praying that they may be allowed the drawback of duties on a quantity of cotton and cocoa, imported by the petitioners into the district and port of Portsmouth, some time in the month of November, one thousand eight hundred and one, which were sold by their agent to a merchant at Boston, in the State of Massachusetts, for exportation, at short price, or reserving the drawback to the petitioners, and afterwards duly landed at Amsterdam, in the Republic of Batavia; but, owing to an informality in the exact compliance with the law, by the petitioners, they have been hitherto refused the certificates of debenture for the drawback of duties aforesaid.

Ordered, That the said petition be referred to the Committee of Commerce and Manufactures.

Mr. Southard, from the committee who were instructed, by a resolution of this House

of the twenty-eight ultimo, "to digest some plan by which it can be ascertained what quantity of surveyed or patented land belonging to the officers and soldiers of Virginia, on State and Continental establishments, was ceded to the Cherokee Indians, by the treaty of Holstein, of the second of July, one thousand seven hundred and ninety-one," made a report thereon; which he delivered in at the Clerk's table, where the same was read: Whereupon,

Ordered, That the consideration of the said report be postponed until Monday next.

On motion,

Resolved, That the Secretary of State be directed to transmit, under his frank, to each member of the Senate and of the House of Representatives of the United States of the present Congress, a copy of the laws of the present session of Congress, as soon as the same may be printed.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning ten o'clock.

MONDAY, FEBRUARY 28, 1803.

An engrossed bill to reduce the Marine Corps of the United States was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to reduce the Marine Corps of the United States."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of Joshua Harvey, and others, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for the relief of Joshua Harvey, and others."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of Paul Coulon was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act for the relief of Paul Coulon."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill more effectually to provide for the organization of the militia of the District of Columbia was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act more effectually to provide for the organization of the militia of the district of Columbia."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion,

Resolved, That the call of the House directed by a vote of Saturday last, to be on this day, at eleven o'clock in the morning, be postponed until four o'clock, post meridiem.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, on the 26th instant, present to the President of the United States, for his approbation, the following enrolled bills, to wit:

"An act making further provision for the expenses attending the intercourse between the United States and foreign nations;"

"An act for extending the external commerce of the United States;"

"An act for continuing in force a law, entitled 'An act for establishing trading houses with the Indian tribes;'"

"An act in addition to an act, entitled 'An act fixing the military peace establishment of the United States;'"

"An act to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited;"

"An act to provide an additional armament for the protection of the seamen and commerce of the United States;" and

"An act supplementary to the 'act concerning Consuls and Vice-Consuls,' and for the further protection of American seamen."

On motion,

Ordered, That the Committee of Ways and Means, to whom were referred, on the twenty-fifth ultimo, a message from the President of the United States, and sundry accompanying documents, relative to the affairs of the city of Washington, have leave to report thereon by bill, or bills, or otherwise.

Mr. Randolph, from the same committee, reported a bill concerning the city of Washington ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-day.

A remonstrance and petition of sundry citizens of Brooke county, in the State of Virginia, West of the Allegheny mountains, whose names are thereunto subscribed, was presented to the House and read, stating the inconveniences to which they have been, and are now subjected, in consequence of the shutting the port of New Orleans, in virtue of a proclamation of the Spanish Intendant of the said port, issued in the month of October last, without having a place of deposite assigned them on the Mississippi river, in lieu thereof ; and praying that Congress will adopt such measures for redressing the grievance complained of, as, in their wisdom, may be deemed effectual and proper.

Ordered, That the said remonstrance and petition be referred to the Committee of the Whole House on the State of the Union.

Ordered, That the Committee of Claims, to whom were recommitted, on the twenty-sixth instant, a message from the President of the United States, and sundry accompanying documents, in the case of the Danish brigantine called the Henrick, have leave to report thereon by bill, or bills, or otherwise.

Mr. John Cotton Smith, from the same committee, reported, according to order, a bill to enable the President of the United States to make restitution to the owners of the Danish brigantine called the Henrick ; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-day.

Mr. Randolph, from the Committee of Ways and Means, who were instructed by a resolution of this House of the twenty-eight ultimo, " to inquire into the expediency of suspending, for a limited time, the collection of all debts or duties due to the United States from the citizens of the States of Tennessee, Ohio, and Kentucky, and the citizens of the Indiana and Mississippi territory, made a report thereon ; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill for settling sundry claims to the public lands of the United States South of the State of Tennessee ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto ; which he delivered in at the Clerk's table, where the same were, severally, twice read, and, on the question put thereupon, agreed to by the House.

A motion was then made and seconded, farther to amend the bill at the Clerk's table, by adding to the end of the second section thereof, the following words, to wit : " or an act of the said State, passed the twenty-first day of December, one thousand seven hundred and eighty-nine."

And, the question being taken thereupon,

It was resolved in the affirmative.

Ordered That the said bill, with the amendments, be engrossed, and read the third time to-day.

Mr. Randolph, from the committee to whom was referred, on the twenty-second instant, the petition of sundry citizens on the Western waters, who have subscribed for shares in the Allegany turnpike road, made a report thereon ; which was read, and considered : Whereupon,

Resolved, That the petitioners have leave to withdraw their said petition.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying that the President did, on the twenty-sixth instant, approve and sign an act, which originated in this House, entitled " An act making further provision for the expenses attending the intercourse between the United States and foreign nations ; " also, that the President did, this day, approve and sign the following acts, which originated in this House, to wit :

" An act for continuing in force a law, entitled ' An act for establishing trading houses with the Indian tribes ; '

" An act in addition to an act, entitled ' An act fixing the military peace establishment of the United States ; '

" An act to prevent the importation of certain persons into certain States, where, by the laws thereof, their admission is prohibited ; "

" An act to provide an additional armament for the protection of the commerce and seamen of the United States ; "

“An act for extending the external commerce of the United States;” and
“An act supplementary to the ‘act concerning Consuls and Vice Consuls,’ and for
the further protection of American seamen.”

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill, entitled “An act making an appropriation for the support of the Navy of the United States, for the year one thousand eight hundred and three;” the bill, entitled “An act supplementary to the act, entitled ‘An act providing passports for the ships and vessels of the United States;’” the bill, entitled “An act in addition to an act, entitled ‘An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States;’” and the bill, entitled “An act for the relief of Moses White,” without amendment; also, the bill, entitled “An act in addition to the act, entitled ‘An act concerning the registering and recording of ships and vessels of the United States,’ and to the act, entitled “An act to regulate the collection of duties on imports and tonnage,” with an amendment; to which they desire the concurrence of this House. The Senate have passed a bill, entitled “An act to alter the time for the next meeting of Congress;” to which they desire the concurrence of this House. And then he withdrew.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill concerning the city of Washington; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto; which he delivered in at the Clerk’s table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-day.

On motion,

Resolved, That the call of the House directed to be at four o’clock, post meridiem, on this day, be postponed until to-morrow morning eleven o’clock.

A message from the Senate, by Mr. Otis, their Secretary;

Mr. Speaker: The Senate have passed the bill, entitled “An act making appropriations for the support of Government, for the year one thousand eight hundred and three,” with several amendments; to which they desire the concurrence of this House. The Senate have disagreed to the bill, entitled “An act for the relief of Samuel Corp;” the bill, entitled “An act for the relief of William Ray and John Follawell;” and the bill, entitled “An act for incorporating an insurance company in the city of Washington.” And then he withdrew.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to enable the President of the United States to make restitution to the owners of the Danish Brigantine called the Hendrick; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Samuel Smith reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

A motion was then made, and the question being put, that the farther consideration of the bill be postponed until the first Monday in November next,

It passed in the negative.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

An engrossed bill for settling sundry claims to the public lands of the United States south of the State of Tennessee was read the third time: Whereupon,

A motion was made, and the question being put, that the farther consideration thereof be postponed until to-morrow,

It was resolved in the affirmative.

The House proceeded to consider the amendment proposed by the Senate to the bill, entitled “An act in addition to the act, entitled ‘An act concerning the registering and recording of ships and vessels of the United States,’ and to the act, entitled ‘An act to regulate the collection of duties on imports and tonnage:’” Whereupon,

Resolved, That this House doth agree to the said amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled “An act making appropriations for the support of Government, for the year one thousand eight hundred and three:” Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, entitled “An act to alter the time for the next meeting of Congress,” was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, MARCH 1, 1803.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed a bill, entitled "An act directing a detachment from the militia of the United States, and for erecting certain arsenals;" to which they desire the concurrence of this House. The Senate have also passed the bill, entitled "An act for the relief of insolvent debtors within the District of Columbia," with several amendments; to which they desire the concurrence of this House. And then he withdrew.

The House proceeded to the farther consideration of an engrossed bill for settling sundry claims to public lands of the United States South of the State of Tennessee, which was yesterday read the third time: Whereupon,

The question being taken that the said bill do pass,

It was resolved in the affirmative, { Yeas 58,
Nays 12.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
James A. Bayard,
Phanuel Bishop,
Walter Bowie,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
John Clopton,
John Condit,
Manasseh Cutler,
John Davenport,
John Dawson,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Edwin Gray,
John A. Hanna,
Seth Hastings,
William Helms,
Benjamin Huger,
Samuel Hunt,
David Meriwether,
Samuel L. Mitchill,

Thomas Morris,
James Mott,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
Thomas Plater,
Nathan Read,
William Shepard,
John Smilie,
Israel Smith,
John Cotton Smith,
John Smith, of New York,
Josiah Smith,
Samuel Smith,
Henry Southard,
Joseph Stanton,
John Stewart,
Samuel Tenney,
David Thomas,
Thomas Tillinghast,
Philip R. Thompson,
John Trigg,
George B. Upham,
Philip Van Cortlandt,
Isaac Van Horne,
Peleg Wadsworth,
Richard Winn,
Henry Woods,
Thomas Wynns.

Those who voted in the negative, are,

Thomas Boude,
Samuel J. Cabell,
Andrew Gregg,
William Barry Grove,
Joseph Heister,
William Hoge,

David Holmes,
Michael Leib,
John Randolph, Jr.
John Smith, of Virginia,
Richard Stanford,
John Taliaferro, jun.

Resolved, That the title be, "An act for settling sundry claims to public lands of the United States South of the State of Tennessee;" and that the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill concerning the city of Washington was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act concerning the city of Washington."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill to enable the President of the United States to make restitution to the owners of the Danish brigantine called the Hendrich was read the third time: Whereupon,

A motion was made, and the question being put, that the farther consideration thereof be postponed until the first Monday in December next,

It passed in the negative, the House being equally divided, to wit: yeas 39, nays 39.

And Mr. Speaker declaring himself with the nays.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

James A. Bayard,
Phanel Bishop,
Thomas Boude,
Robert Brown,
William Butler,
Thomas Claiborne,
Matthew Clay,
John Condit,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
William Dickson,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Edwin Gray,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Heister,

William Hoge,
Benjamin Huger,
Michael Leib,
Thomas Morris,
James Mott,
Thomas Plater,
Nathan Read,
William Shepard,
John Smith, of *Virginia*,
Josiah Smith,
Henry Southard,
Joseph Stanton,
John Stewart,
Samuel Tenney,
Thomas Tillinghast,
John Trigg,
Joseph B. Varnum,
Peleg Wadsworth,
Richard Winn.

Those who voted in the negative, are,

John Archer,
John Bacon,
Theodorus Bailey,
Walter Bowie,
Richard Brent,
Samuel J. Cabell,
John Campbell,
John Clopton,
Richard Cutts,
Thomas T. Davis,
John Dawson,
Peter Early,
Lucas Elmendorf,
Andrew Gregg,
John A. Hanna,
Daniel Heister,
David Holmes,
George Jackson,
David Meriwether,
Samuel L. Mitchill,

Anthony New,
Thomas Newton, Jr.
Joseph H. Nicholson,
John Randolph, Jr.
John Smilie,
Israel Smith,
John Cotton Smith,
John Smith, of *New York*,
Samuel Smith,
Richard Stanford,
John Taliaferro, Jr.
David Thomas,
Philip R. Thompson,
Abram Trigg,
George B. Upham,
Philip Van Cortlandt,
Isaac Van Horne,
Henry Woods,
Thomas Wynns.

And then the main question being taken that the said bill do pass,

It was resolved in the affirmative, { Yeas 41,
{ Nays 38.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
John Archer,
Vol. IV.—48

Theodorus Bailey,
Walter Bowie,

Richard Brent,
 Samuel J. Cabell,
 John Campbell,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 Richard Cutts,
 John Dawson,
 Peter Early,
 Lucas Elmendorf,
 Ebenezer Elmer,
 Andrew Gregg,
 John A. Hanna,
 Daniel Heister,
 David Holmes,
 George Jackson,
 David Meriwether,
 Samuel L. Mitchill,
 Anthony New,

Those who voted in the negative, are,

John Bacon,
 James A. Bayard,
 Phanuel Bishop,
 Thomas Boude,
 Robert Brown,
 William Butler,
 John Condit,
 Manasseh Cutler,
 Samuel W. Dana,
 John Davenport,
 Thomas T. Davis,
 William Dickson,
 William Eustis,
 Calvin Goddard,
 Edwin Gray,
 Roger Griswold,
 William Barry Grove,
 Seth Hastings,
 Joseph Heister,

Thomas Newton jun.
 Joseph H. Nicholson,
 John Randolph, jun.
 John Smilie,
 Israel Smith,
 John Cotton Smith,
 John Smith, *of New York*,
 Samuel Smith,
 Richard Stanford,
 John Taliaferro, jun.
 David Thomas,
 Philip R. Thompson,
 Abram Trigg,
 George B. Upham,
 Philip Van Cortlandt,
 Isaac Van Horne,
 Henry Woods,
 Thomas Wynns.

William Hoge,
 Benjamin Huger,
 Michael Leib,
 Thomas Morris,
 James Mott,
 Thomas Plater,
 Nathan Read,
 William Shepard,
 John Smith, *of Virginia*,
 Josiah Smith,
 Henry Southard,
 Joseph Stanton,
 John Stewart,
 Samuel Tenney,
 Thomas Tillinghast,
 John Trigg,
 Joseph B. Varnum,
 Peleg Wadsworth,
 Richard Winn.

Resolved, That the title be, "An act to enable the President of the United States to make restitution to the owners of the Danish brigantine called the Henrich."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act for the relief of insolvent debtors within the District of Columbia:" Whereupon,

Ordered, That the said amendments, together with the bill, be committed to Mr. Nicholson, Mr. Taliaferro, and Mr. Hunt.

A message, in writing, was received from the President of the United States, by Mr. Lewis, his Secretary, as followeth :

Gentlemen of the House of Representatives :

According to the request stated in your resolution of December 20th, I communicated to you such returns of the militia of the different States as had then been received. Since that date, returns have been received from New Hampshire, Massachusetts, Connecticut, New York, North Carolina, Georgia, and Kentucky, which are now transmitted to you.

MARCH 1st, 1803.

TH. JEFFERSON.

The said message was read, and, together with the statement transmitted therewith, ordered to lie on the table.

The Speaker laid before the House a letter from the Secretary of the Treasury, accompanying his report on the state of the collection of the direct tax, together with a

letter to him, from the Commissioner of the Revenue, relative thereto, in pursuance of a resolution of this House of the 24th of January last; which were read, and ordered to lie o the table.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined the following enrolled bills, to wit :

" An act making an appropriation for the support of the navy of the United States, for the year one thousand eight hundred and three ;"

" An act to alter the time of holding the court of the United States in Kentucky district ;"

" An act for the relief of Moses White ;"

An act in addition to the act, entitled ' An act concerning the registering and recording of ships and vessels of the United States,' and to the act, entitled ' An act to regulate the collection of duties on imports and tonnage ;'

" An act supplementary to the act, entitled " An act providing passports for the ships and vessels of the United States ;" and

" An act in addition to an act, entitled ' An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States ;' and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day resolved itself into a Committee of the Whole House on the bill to prolong the continuance of the mint at Philadelphia ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Samuel Smith reported that the committee had, according to order, had the said bill under consideration, and made an amendment thereto ; which he delivered in at the Clerk's table, where the same was twice read, and agreed to by the House.

Ordered, That the said bill be engrossed, and read the third time to-day.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill to allow a drawback of duty on sugar refined within the United States ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and made several amendments thereto ; which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time to-morrow.

And then, on a motion made and seconded,

The House adjourned until five o'clock, post meridiem.

TUESDAY, MARCH 1, 1803—Five o'clock, P. M.

The House met pursuant to adjournment.

An engrossed bill to prolong the continuance of the mint at Philadelphia was read the third time.

Resolved, That the said bill do pass, and that the title be, " An act to prolong the continuance of the mint at Philadelphia."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The bill sent from the Senate, entitled " An act directing a detachment from the militia of the United States, and for erecting certain arsenals," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a Committee of the Whole House to-morrow.

A petition of Mansfield Walker, of the State of South Carolina, was presented to the House and read, praying the liquidation and settlement of a claim for his services as a soldier in the Continental army, during the Revolutionary war with Great Britain.

Ordered, That the said petition do lie on the table.

Petitions of sundry inhabitants of the States of New Jersey and Pennsylvania, whose names are thereunto subscribed, were presented to the House and read, respectively praying that a post road may be established from Ringoe's Tavern on the old York road, by the way of Somerset Court house, Bounbrook, Springfield, and Newark, to the city of New York, for the convenience and benefit of the petitioners and other inhabitants of the said States of New Jersey and Pennsylvania.

Ordered, That the said petitions be referred to the Committee of the Whole House

to whom was committed, on the eighth ultimo, the bill further to alter and discontinue certain post roads, and for other purposes.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill sent from the Senate, entitled "An act to alter the time for the next meeting of Congress;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

A motion was then made, and the question being put, that the farther consideration thereof be postponed until to-morrow,

It passed in the negative.

And then the main question being taken that the said bill do pass,

It was resolved in the affirmative, { Yeas 42,
Nays 30.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

John Archer,
Theodorus Bailey,
Walter Bowie,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
Thomas Claiborne,
Matthew Clay,
John Clopton,
Manasseh Cutler,
Thomas T. Davis,
John Dawson,
William Dickson,
Peter Early,
Lucas Elmendorf,
John A. Hanna,
Joseph Heister,
David Holmes,
George Jackson,
Michael Leib,

David Meriwether,
Samuel L. Mitchell,
Thomas Moore,
Anthony New,
Thomas Newton, jun.,
Joseph H. Nicholson,
John Randolph, jun.,
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Samuel Smith,
Richard Standford,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.,
David Thomas,
John Trigg,
Philip Van Cortlandt,
Isaac Van Horne,
Peleg Wadsworth,
Thomas Wynns.

Those who voted in the negative, are,

Willis Alston,
John Bacon,
James A. Bayard,
Phanuel Bishop,
Thomas Boude,
John Campbell,
John Condit,
Samuel W. Dana,
John Davenport,
Ebenezer Elmer,
William Eustis,
Calvin Goddard,
Edwin Gray,
Andrew Gregg,
Roger Griswold,

William Barry Grove,
Seth Hastings,
William Helms,
William Hoge,
Benjamin Huger,
Samuel Hunt,
Thomas Morris,
James Mott,
Thomas Plater,
Nathan Read,
John Cotton Smith,
Josiah Smith,
Samuel Tenney,
Samuel Thatcher,
Joseph B. Varnum.

Ordered, That the Clerk of this House do acquaint the Senate therewith.
A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker: The Senate have passed the bill, entitled "An act in addition to, and in modification of, the propositions contained in the act, entitled 'An act to enable the people of the Eastern division of the territory Northwest of the river Ohio, to form a constitution and State Government, and for the admission of such Government into the Union, on an equal footing with the original States, and for other purposes.'" The Senate have also passed the bill, entitled "An act to make provision for persons that have been disabled by known wounds received in the actual service of the United

States during the Revolutionary war," with several amendments; to which they desire the concurrence of this House. And then he withdrew.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning eleven o'clock.

WEDNESDAY, MARCH 2, 1803.

Ordered, That Mr. Hanna have leave to be absent from the service of this House, after to-day, for the remainder of the session.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, on the first instant, present to the President of the United States, for his approbation, the following enrolled bills, to wit:

"An act making an appropriation for the support of the navy of the United States, for the year one thousand eight hundred and three;"

"An act to alter the time of holding the Court of the United States in Kentucky District;"

"An act for the relief of Moses White;"

"An act in addition to the act, entitled 'An act concerning the registering and recording of ships and vessels of the United States,' and to the act, entitled 'An act to regulate the collection of duties on imports and tonnage';"

"An act supplementary to the act, entitled 'An act providing passports for the ships and vessels of the United States';" and

"An act in addition to an act, entitled 'An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States';" also, that the committee had examined an enrolled bill, entitled "An act making appropriations for the support of Government, for the year one thousand eight hundred and three;" and had found the same to be truly enrolled: Whereupon,

Mr. Speaker signed the said enrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

An engrossed bill to allow a drawback of duty on sugar refined within the United States was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to allow a drawback of duty on sugar refined within the United States."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Randolph, from the committee to whom were referred, on the eighth ultimo, a letter from William Henry Harrison, President of the Convention held at Vincennes in the Indiana territory, relative to the suspension of the sixth article of compact between the United States and the People of that territory; also, a memorial and petition of the inhabitants of the said territory; made a report thereon; which was read, and ordered to be referred to a Committee of the Whole House to-morrow.

Mr. Nicholson, from the committee to whom were yesterday committed, the amendments proposed by the Senate to the bill, entitled "An act for the relief of insolvent debtors within the District of Columbia," reported that the committee had, according to order, had the said amendments under consideration, and directed him to report to the House their agreement to the same.

The House then proceeded to consider the said amendments of the Senate at the Clerk's table;

And, on the question that the House do concur with the committee in their agreement to the same,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act to make provision for persons that have been disabled by known wounds received in the actual service of the United States, during the Revolutionary war;" Whereupon,

Ordered, That the said amendments, together with the bill, be committed to Mr. Helms, Mr. Griswold, and Mr. Eustis.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: I am directed to inform this House, that, the Vice President of the United States being absent, the Senate have proceeded to the choice of a President pro tempore, as the Constitution provides, and the Honorable Stephen R. Bradley has been duly elected. The Senate have passed the bill, entitled "An act for erecting a light-house at the entrance of Penobscot Bay, or any other place in its vicinity that may be deemed preferable by the Secretary of the Treasury;" also, the bill, en

titled "An act in addition to an act, entitled 'An act to amend the Judicial System of the United States,' with an amendment; to which they desire the concurrence of this House. The Senate have postponed until the fourth instant, the farther consideration of the bill, entitled "An act for the relief of Paul Coulon. And then he withdrew.

Ordered, That the committee to whom was referred, on the eleventh ultimo, a petition, in the French language, of sundry inhabitants of Post Saint Vincennes in the Indiana territory of the United States, be discharged from the consideration thereof; and that the said petition be referred to the Secretary of State, with instruction to examine the same, and report his opinion thereupon to the House at the next session of Congress.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying that the President did, this day, approve and sign the following acts, which originated in this House, to wit :

"An act supplementary to the act, entitled 'An act providing passports for the ships and vessels of the United States;'

"An act for the relief of Moses White;"

"An act in addition to an act, entitled 'An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States;'

"An act in addition to the act, entitled 'An act concerning the registering and recording of ships and vessels of the United States,' and to the act, entitled 'An act to regulate the collection of duties on imports and tonnage;'" and

"An act making an appropriation for the support of the Navy of the United States, for the year one thousand eight hundred and three."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A petition of Shandy Yard, a free black man, was presented to the House and read, praying relief, in consideration of the loss of property, and personal injuries which he sustained whilst in captivity among the Tripolines, for the reasons therein specified.

Ordered, That the said petition do lie on the table.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, entitled "An act more effectually to provide for the organization of the militia of the District of Columbia;" the bill, entitled "An act in addition to the act, entitled 'An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia;'" and the bill, entitled "An act concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia." And then he withdrew.

On motion,

Resolved, That the Committee of Ways and Means be directed to inquire whether the Commissioners of the Sinking Fund have, agreeably to the directions of the act, entitled "An act making provision for the redemption of the whole of the public debt of the United States," applied the sum of seven millions three hundred thousand dollars, provided by the same, to the payment of the principal and interest of the public debt; and to inquire, generally, into the accounts and proceedings of the Commissioners of the Sinking Fund, and to report to the House.

On motion,

Ordered, That the Committee of Ways and Means have leave to sit during the sitting of the House, and that Mr. Dickson be appointed of the said committee, in the room of Mr. Holland, who has obtained leave of absence for the remainder of the session.

And then, on a motion made and seconded,

The House adjourned until six o'clock, post meridiem.

WEDNESDAY, MARCH 3, 1803—Six o'clock, P. M.

The House met pursuant to adjournment.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, entitled "An act concerning the Salt Springs on the waters of the Wabash river," with sundry amendments; to which they desire the concurrence of this House. The Senate have also passed the bill, entitled "An act to make Beaufort, the city of Washington, and Passamaquoddy, ports of entry and delivery; to make Easton, Nanjemoy, and Tiverton, ports of delivery; to change the name of the District of Nanjemoy to that of Saint Mary's; to authorize the establishment of a new collection district on Lake Ontario; and the appointment of a Surveyor at Nanjemoy;" with sundry amendments; to which they desire the concurrence of this House. The Senate have also passed the bill, entitled "An act

to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the society of the United Brethren for propagating the Gospel among the Heathen; and for other purposes,' with several amendments; to which they desire the concurrence of this House. The Senate have postponed until the fourth instant, the bill, entitled "An act to reduce the marine corps of the United States." I am directed to inform this House, that the President of the United States did, this day, approve and sign an act, which originated in the Senate, entitled "An act to alter the time of holding the Court of the United States in Kentucky District." And then he withdrew.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act to make Beaufort, the city of Washington, and Passamaquoddy, ports of entry and delivery; to make Easton, Nanjemoy, and Tiverton, ports of delivery; to change the name of the District of Nanjemoy to that of Saint Mary's; to authorize the establishment of a new collection district on Lake Ontario, and the appointment of a Surveyor at Nanjemoy :" Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act concerning the salt springs on the waters of the Wabash river :" Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an 'Act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,' and for other purposes :" Whereupon,

Ordered, That the said amendments, together with the bill, be committed to Mr. Southard, Mr. Goddard, and Mr. Dawson.

The House proceeded to consider the amendment proposed by the Senate to the bill, entitled "An act in addition to an act, entitled 'An act to amend the Judicial System of the United States :'" Whereupon,

of the United States?" Whereupon,
Ordered, That the farther consideration of the said amendment be postponed until
to-morrow.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have passed the bill entitled "An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee," with several amendments; to which they desire the concurrence of this House. And then he withdrew.

The House, according to the order of the day, resolved itself into a Committee of the Whole House, on the report of the committee, of the eighteenth ultimo, to whom were referred the message of the President of the United States, with the accompanying documents, relative to the official conduct of John Pickering, Judge of the District Court of the United States for the District of New Hampshire ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Samuel Smith reported that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolution contained therein ; which he delivered in at the Clerk's table, where the same was read, in the words following, to wit : .

Resolved, That John Pickering, Judge of the District Court of the District of New Hampshire, be impeached of high crimes and misdemeanors.

The House then proceeded to consider the said resolution at the Clerk's table, and the same being again read,

The question was taken, that the House do concur with the Committee of the Whole House in their agreement to the same,

ouse in their agreement to the same,
And resolved in the affirmative, { Yeas 45,
{ Nays 8.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

John Archer,
John Bacon,
Theodorus Bailey.

Walter Bowie,
Robert Brown,
William Butler.

Samuel J. Cabell,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 John Condit,
 Thomas T. Davis,
 William Dickson,
 Peter Early,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,
 Edwin Gray,
 John A. Hanna,
 Seth Hastings,
 Daniel Heister,
 Joseph Heister,
 William Helms,
 William Hoge,
 David Holmes,
 Michael Leib,

David Meriwether,
 Samuel L. Mitchill,
 James Mott,
 Anthony New,
 Thomas Newton, jun.
 Joseph H. Nicholson,
 John Randolph, jun.
 John Smilie,
 John Smith, of New York,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 Joseph Stanton,
 John Stewart,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 Joseph B. Varnum,
 Thomas Wynn.

Those who voted in the negative, are,

John Campbell,
 Samuel W. Dana,
 John Davenport,
 Calvin Goddard,

Samuel Hunt,
 John Cotton Smith,
 Samuel Tenney,
 Peleg Wadsworth.

Ordered, That Mr. Nicholson and Mr. Randolph be appointed a committee, to go to the Senate, and, at the bar thereof, in the name of the House of Representatives, and of all the People of the United States, to impeach John Pickering, Judge of the District Court of the District of New Hampshire, of high crimes and misdemeanors ; and acquaint the Senate, that the House of Representatives will, in due time, exhibit particular articles of impeachment against him, and make good the same.

Ordered, That the committee do demand, that the Senate take order for the appearance of the said John Pickering, to answer to the said impeachment.

Mr. Helms, from the committee to whom was this day committed, the amendment proposed by the Senate to the bill, entitled "An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary War," made a report ; which was received, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning ten o'clock.

THURSDAY, MARCH 3, 1803.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, on the second instant, present to the President of the United States, for his approbation, an enrolled bill, entitled "An act making appropriations for the support of Government, for the year one thousand eight hundred and three ;" also, that the committee had examined the following enrolled bills, to wit :

"An act concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia ;"

"An act in addition to, and in modification of, the propositions contained in the act entitled 'An act to enable the People of the Eastern division of the Territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States ; and for other purposes ;'

"An act concerning the Salt Springs on the waters of the Wabash river ;"

"An act for erecting a light-house at the entrance of Penobscot Bay, or any other place in its vicinity, that may be deemed preferable by the Secretary of the Treasury ;"

"An act in addition to the act, entitled 'An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia ;'

"An act to prolong the continuance of the Mint at Philadelphia ;"

"An act to make Beaufort and Passamaquoddy ports of entry and delivery ; to make Easton and Tiverton ports of delivery ; and to authorize the establishment of a new collection district on Lake Ontario ;" and

"An act for the relief of insolvent debtors within the District of Columbia ;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Ordered, That the Committee of the Whole House to whom was referred, on the twenty-seventh of January last, a report of the Committee of Commerce and Manufactures on the petition of Joseph McLellan and Hugh McLellan, John Taber and Daniel Taber, of the State of Massachusetts, be discharged from the consideration thereof ; and that the petitioners have leave to withdraw their said petition, together with the documents accompanying the same.

Mr. Southard, from the committee to whom were yesterday referred the amendments proposed by the Senate to the bill, entitled "An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen, and for other purposes,'" reported that the committee had, according to order, had the said amendments under consideration, and directed him to report to the House their agreement to the same.

The House then proceeded to consider the said amendments of the Senate, at the Clerk's table : Whereupon,

The question being taken that the House do concur with the committee in their agreement to the same,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendments proposed by the Senate to the bill, entitled "An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee :" Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the report of the committee to whom was yesterday referred the amendment proposed by the Senate to the bill, entitled "An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary War," which lay on the table : Whereupon,

Resolved, That this House doth disagree to the said amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the bill sent from the Senate, entitled "An act directing a detachment from the Militia of the United States, and for erecting certain arsenals ;" and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. John Cotton Smith reported that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

The said bill was then read the third time ;

And on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On a motion made and seconded,

That the thanks of this House be presented to NATHANIEL MACON, the Speaker, in testimony of their approbation of his conduct in discharging the arduous and important duties assigned him, while in the chair :

It was unanimously resolved in the affirmative, by yeas and nays, every member present voting in the affirmative, to wit :

John Archer,
John Bacon,
Theodorus Bailey,
Phanuel Bishop,
Thomas Boude,
Walter Bowie,
Richard Brent,
Robert Brown,
William Butler,
Samuel J. Cabell,
John Campbell,
Matthew Clay,
John Condit,

Samuel W. Dana,
John Davenport,
William Dickson,
Peter Early,
Lucas Elmendorf,
William Eustis,
Abiel Foster,
Calvin Goddard,
Edwin Gray,
Andrew Gregg,
Roger Griswold,
Seth Hastings,
Daniel Heister,

Williams Helms,
 William Hoge,
 David Holmes,
 Benjamin Huger,
 George Jackson,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Morris,
 James Mott,
 Anthony New,
 Thomas Newton, jun.
 Joseph H. Nicholson,
 Elias Perkins,
 Thomas Plater,
 Nathan Read,
 William Shepard,
 John Smilie,
 Israel Smith,
 John Cotton Smith,
 John Smith, of New York,

Josiah Smith,
 Samuel Smith,
 Henry Southard,
 Richard Stanford,
 Joseph Stanton,
 John Stewart,
 John Taliaferro, jun.
 Samuel Tenney,
 David Thomas,
 Thomas Tillinghast,
 Philip R. Thompson,
 Abram Trigg,
 John Trigg,
 George B. Upham,
 Philip Van Cortlandt,
 Joseph B. Varnum,
 Peleg Wadsworth,
 Richard Winn,
 Henry Woods,
 Thomas Wynns.

Whereupon,

Mr. Speaker made his acknowledgments to the House, in manner following :
 "Gentlemen : Accept my sincere thanks for the vote which you have been pleased to pass, expressive of your approbation of my conduct in the chair ; they are also due to each of you, for the liberal support which I have uniformly received.

"Permit me to wish you a safe return home, and happy meeting with your friends."
 Mr. Samuel Smith, from the Committee of Commerce and Manufactures, to whom were referred, on the twenty-fourth of December last, and on the twenty-first, twenty-second, and twenty-sixth ultimo, a petition of sundry inhabitants within the District of Waldoborough, in the State of Massachusetts ; a petition of sundry inhabitants residing on the Westerly bank of Damarascotta river, in the said State of Massachusetts ; a representation of William McAuley and John McJimsey, in behalf of the Ministers and Elders of the Associate Reformed Church in North America ; and a petition of Henry Presscott, junior, and William P. Presscott, of the State of New Hampshire ; made a report thereon ; which was read : Whereupon,

Ordered, That the farther consideration of the said petitions and representation be postponed until the next Session of Congress.

The House proceeded to consider the amendment proposed by the Senate to the bill, entitled "An act in addition to an act, entitled 'An act to amend the Judicial System of the United States :'" Whereupon,

Resolved, That this House doth agree to the said amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Ordered, That the Committee of the Whole House to whom were committed, on the twenty-fourth of January last, the bill sent from the Senate, entitled "An act to carry into effect several resolutions of Congress, for erecting monuments to the memories of the Generals Wooster, Harkemer, Davidson, and Scriven," and sundry amendments to the said bill, reported by a select committee, be discharged therefrom ; and that the farther consideration of the said bill and amendments be postponed until the first Monday in November next.

Ordered, That William Wilson, John Potts, and David Easton, who presented a petition to this House, on the seventeenth of January last, have leave to withdraw their said petition, together with the documents accompanying the same.

Mr. Southard, from the committee who were instructed by a resolution of this House, of the twenty-eighth of January last, "to digest some plan by which it can be ascertained what quantity of surveyed or patented land belonging to the officers and soldiers of Virginia, on State and Continental Establishments, was ceded to the Cherokee Indians, by the Treaty of Holstein, of the second of July, one thousand seven hundred and ninety-one," made a farther report thereon ; which was read, and ordered to lie on the table.

The House, according to the order of the day, again resolved itself into a Committee of the Whole House on the bill further to alter and discontinue certain post roads, and for other purposes ; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, again had the said bill under consideration, and made a farther progress therein.

On the question that the Committee of the Whole House have leave to sit again on the said bill,

It passed in the negative.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate disagree to the amendment proposed by this House, on the twentieth of January last, to the second amendment of the Senate to the bill, entitled "An act making appropriations for the Military Establishment of the United States, in the year one thousand eight hundred and three," and do insist on their said second amendment ; they desire a conference with this House, on the subject-matter of the said amendment, to which conference the Senate have appointed managers on their part. The Senate recede from their amendment, disagreed to by this House, to the bill, entitled "An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary war." And then he withdrew.

The House proceeded to reconsider their amendment to the second amendment of the Senate to the bill, entitled "An act making appropriations for the Military Establishment of the United States, in the year one thousand eight hundred and three :" Whereupon,

Resolved, That this House doth recede from their said amendment to the amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Nicholson, from the committee appointed on the second instant, reported,

That, in obedience to the order of the House, the committee had been to the Senate, and, in the name of the House of Representatives, and of all the People of the United States, had impeached John Pickering, Judge of the District Court of the District of New Hampshire, of high crimes and misdemeanors ; and had acquainted the Senate that the House of Representatives will, in due time, exhibit particular articles against him, and make good the same.

And further, That the committee had demanded that the Senate take order for the appearance of the said John Pickering, to answer to the said impeachment.

On motion,

Resolved, That the Secretary of the Treasury be, and he is hereby, directed to lay before this House, early in the next session of Congress, a digest of the laws to regulate the collection of duties, on imports and tonnage, with such alterations as may be deemed necessary thereto ; and a digest of the laws for recording and registering of ships and vessels of the United States, with such amendments thereto, as he may deem useful and proper.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, this day, present to the President of the United States, for his approbation, the following enrolled bills, to wit :

"An act concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia ;"

"An act in addition to, and in modification of, the propositions contained in the act, entitled 'An act to enable the People of the Eastern division of the territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States ; and for other purposes ;'

"An act concerning the salt springs on the waters of the Wabash river ;"

"An act for erecting a light-house at the entrance of Penobscot Bay, or any other place in its vicinity, that may be deemed preferable by the Secretary of the Treasury ;"

"An act in addition to the act, entitled 'An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia ;'

"An act to prolong the continuance of the mint at Philadelphia ;"

"An act to make Beaufort and Passamaquoddy ports of delivery ; to make Easton and Tiverton ports of delivery ; and to authorize the establishment of a new collection district on Lake Ontario ;" and

"An act for the relief of insolvent debtors within the District of Columbia."

On motion,

Resolved, That the Clerk of this House be authorized to employ an additional clerk in his office, until the first day of the next session of Congress, at the same rate of compensation allowed to engrossing clerks, and to be paid out of the contingent fund of the House.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, entitled "An act authorizing the transfer of the duties of supervisor to any other office ;" the bill, entitled "An act for

the relief of Joshua Harvey, and others ;" and the bill, entitled "An act concerning the city of Washington." The Senate have disagreed to the bill, entitled "An act for settling sundry claims to public lands of the United States South of the State of Tennessee ;" and have postponed, until the fourth instant, the farther consideration of the bill, entitled "An act to enable the President of the United States to make restitution to the owners of the Danish brigantine called the Henrick." And then he withdrew.

On motion,

Resolved, That the Secretary of State be, and he is hereby, directed to lay before this House, early in the next session of Congress, a view of the light money payable by vessels of the United States, entering the different ports of the nations of Europe, and of the same payable by ships or vessels of such nations entering their own ports.

Ordered, That Thomas Campbell, who presented a petition to this House, on the twenty-seventh of March, one thousand eight hundred and two, have leave to withdraw the same.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined the following enrolled bills, to wit :

"An act in addition to an act, entitled 'An act to amend the Judicial system of the United States,'

"An act making appropriations for the Military Establishment of the United States, in the year one thousand eight hundred and three ;"

"An act concerning the City of Washington ;"

"An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee ;"

"An act for the relief of Joshua Harvey, and others ;"

"An act authorizing the transfer of the duties of supervisor to any other office ;"

"An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary war ;"

"An act directing a detachment from the militia of the United States, and for erecting certain arsenals ;" and

"An act to alter the time for the next meeting of Congress ;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That inquiry ought to be made relative to the authority of the Commissioners of the Sinking Fund to make sale of the shares of the stock of the Bank of the United States, belonging to the United States ; and, also, as to the expediency of the said sale, and the profit or loss resulting therefrom to the United States :

The House proceeded to consider the said motion at the Clerk's table ;

And debate arising thereon,

An adjournment was called for.

And then, on a motion made and seconded,

The House adjourned until six o'clock, post meridiem.

THURSDAY, MARCH 3, 1803—SIX O'CLOCK, P. M.

The House met, pursuant to adjournment.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, this day, present to the President of the United States, for his approbation, the following enrolled bills, to wit :

"An act in addition to an act, entitled 'An act to amend the Judicial system of the United States,'

"An act making appropriations for the Military Establishment of the United States, in the year one thousand eight hundred and three ;"

"An act concerning the City of Washington ;"

"An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee ;"

"An act for the relief of Joshua Harvey, and others ;"

"An act authorizing the transfer of the duties of supervisor to any other office ;"

"An act to make provision for persons that have been disabled by known wounds, received in the actual service of the United States, during the Revolutionary war ."

"An act directing a detachment from the militia of the United States, and for erecting certain arsenals ;" and

"An act to alter the time for the next meeting of Congress."

The House resumed the consideration of the motion this day made, respecting "the authority of the Commissioners of the Sinking Fund to make sale of the shares of the stock of the Bank of the United States, belonging to the United States;" and the said motion being twice read, at the Clerk's table, in the words originally proposed, to wit:

Resolved, That inquiry ought to be made, relative to the authority of the Commissioners of the Sinking Fund to make sale of the shares of the stock of the Bank of the United States, belonging to the United States; and also, as to the expediency of the said sale, and the profit or loss resulting therefrom to the United States."

The question was taken that the House do agree to the same,

And passed in the negative, { Yeas 25,
Nays 40.

The yeas and nays being demanded by one fifth of the members present,
Those who voted in the affirmative, are,

John Bacon,
James A. Bayard,
Walter Bowie,
Richard Brent,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dawson,
Ebenezer Elmer,
Seth Hastings,
William Hoge,
Benjamin Huger,

Samuel Hunt,
Thomas Morris,
Nathan Read,
John Cotton Smith,
Samuel Smith,
Henry Southard,
Samuel Tenney,
Thomas Tillinghast,
George B. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Henry Woods.

Those who voted in the negative, are,

Willis Alston,
John Archer,
Theodorus Bailey,
Phanuel Bishop,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condict,
William Dickson,
Peter Early,
William Eustis,
Edwin Gray,
Andrew Gregg,
Joseph Heister,
David Holmes,
Michael Leib,
David Meriwether,
Samuel L. Mitchill,
Thomas Moore,

Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.
David Thomas,
Philip R. Thompson,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Richard Wynn,
Thomas Wynns.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That the Commissioners of the Sinking Fund were authorized by law to make sale of the stock of the Bank of the United States; and the sales made by them, agreeably to their resolution, of the seventh day of June last, were expedient, and the result highly beneficial to the United States:

A motion was made, and the question being put, that the consideration thereof be postponed until the first Monday in November next,

It passed in the negative, { Yeas 19,
Nays 46.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

James A. Bayard,
Thomas Boude,
John Campbell,
Manasseh Cutler,

Samuel W. Dana,
John Davenport,
Calvin Goddard,
Roger Griswold,

Seth Hastings,
Benjamin Huger,
Thomas Morris,
James Mott,
Nathan Read,
John Cotton Smith,

Samuel Tenney,
Thomas Tillinghast,
George B. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Walter Bowie,
Richard Brent,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
William Dickson,
Peter Early,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
Joseph Heister,
William Hoge,
David Holmes,
Michael Leib,

David Meriwether,
Samuel L. Mitchill,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Taliaferro, jun.
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne,
Richard Winn,
Thomas Wynns.

Another motion was then made and seconded that the said motion be referred to a Select Committee, to consider and report thereon to the House:

And the question being taken thereupon,
It passed in the negative.

Another motion was then made, and the question being put, to amend the said motion as originally proposed, by adding to the end thereof the following words, to wit: "and therefore deserve the thanks of this country:"

It passed in the negative.

Another motion was then made and seconded to amend the said motion, by striking out the word "law," next after the words "were authorized by," and inserting, in lieu thereof, the words "the act making provision for the payment of certain debts of the United States," passed the thirty-first of May, one thousand seven hundred and ninety-six."

And the question being taken thereupon,
It was resolved in the affirmative.

Another motion was then made, and the question being put, farther to amend the said motion by striking out therefrom the words, "and the result highly beneficial to the United States:"

It passed in the negative, { Yeas 15,
{ Nays 40.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

James A. Bayard,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Peter Early,
Calvin Goddard,
Roger Griswold,

Benjamin Huger,
Thomas Morris,
Nathan Read,
John Cotton Smith,
George B. Upham,
Killian K. Van Rensselaer,
Thomas Wynns.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Walter Bowie,
Richard Brent,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
John Dawson,
William Dickson,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
David Holmes,
David Meriwether,
Samuel L. Mitchill,

Anthony New,
Thomas Newton, Jr.
Joseph H. Nicholson,
John Randolph, jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, Jr.
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne.

And then the main question being taken, that the House do agree to the said motion, amended to read as followeth:

Resolved, That the Commissioners of the Sinking Fund were authorized by the "act making provision for the payment of certain debts of the United States," passed the thirty-first of May, one thousand seven hundred and ninety-six, to make sale of the stock of the Bank of the United States; and the sales made by them, agreeably to their resolution of the seventh day of June last, were expedient, and the result highly beneficial to the United States:

It was resolved in the affirmative, { Yeas..... 42,
{ Nays..... 12.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Walter Bowie,
Richard Brent,
William Butler,
Samuel J. Cabell,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
John Dawson,
William Dickson,
Peter Early,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
Andrew Gregg,
David Holmes,
David Meriwether,

Samuel L. Mitchill,
Anthony New,
Thomas Newton, jun.
Joseph H. Nicholson,
John Randolph, Jun.
John Smilie,
John Smith, of New York,
John Smith, of Virginia,
Josiah Smith,
Samuel Smith,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, Jun.
Philip R. Thompson,
Abram Trigg,
John Trigg,
Philip Van Cortlandt,
Joseph B. Varnum,
Isaac Van Horne.

Those who voted in the negative, are,

James A. Bayard,
Thomas Boude,
John Campbell,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,

Calvin Goddard,
Roger Griswold,
Nathan Read,
John Cotton Smith,
George B. Upham,
Killian K. Van Rensselaer.

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting a letter to him from the Comptroller of the Treasury, and sundry statements, marked A, B, C, and D, prepared in obedience to the act, entitled "An act establishing a Mint, and regulating the coins of the United States," passed the second day of April, one thousand seven hundred and ninety-two; which were read, and ordered to lie on the table.

Mr. Randolph, from the Committee of Ways and Means, who were directed by a resolution of this House, of the second instant, "to inquire whether the Commissioners of the Sinking Fund have, agreeably to the directions of the act, entitled 'An act making provision for the redemption of the whole of the public debt of the United States,' applied the sum of seven millions three hundred thousand dollars provided by the same, to the payment of the principal and interest of the public debt; and to inquire, generally, into the accounts and proceedings of the Commissioners of the Sinking Fund," made a report thereon; which was read: Whereupon,

Ordered, That two thousand copies of the said report, and the documents accompanying the same, be printed for the use of the members of both Houses of Congress, and that the said copies be transmitted to the members, under frank, by the Secretary of the Treasury.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee had examined two enrolled bills, to wit:

"An act more effectually to provide for the organization of the militia of the District of Columbia;" and

"An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen, and for other purposes;'" and had found the same to be truly enrolled: Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: The Senate have disagreed to the bill, entitled "An act to allow a drawback of duty on sugar refined within the United States." I am directed to inform this House that the President of the United States did, this day, approve and sign two acts, which originated in the Senate: one, entitled "An act directing a detachment from the militia of the United States, and for erecting certain arsenals;" and another, entitled "An act to alter the time for the next meeting of Congress." I am also directed to communicate to this House certain proceedings of the Senate, relative to the impeachment of John Pickering, Judge of the District Court for the District of New Hampshire. And then he withdrew.

The said proceedings of the Senate were read, and are as follow:

"IN SENATE OF THE UNITED STATES, March 3, 1803.

"Whereas the House of Representatives have this day, by two of their members, Mr. Nicholson and Mr. Randolph, at the bar of the Senate, impeached John Pickering, Judge of the District Court for the District of New Hampshire, of high crimes and misdemeanors, and have acquainted the Senate that the House of Representatives will, in due time, exhibit particular articles of impeachment against him, and make good the same: and have likewise demanded that the Senate take order for the appearance of the said John Pickering, to answer to the said impeachment: Therefore,

Resolved, That the Senate will take proper order thereon, of which due notice shall be given to the House of Representatives.

Resolved, That the Secretary of the Senate notify the House of Representatives of this resolution.

"Attest,

SAM. A. OTIS, Secretary."

Ordered, That the said proceedings of the Senate do lie on the table.

On motion,

Resolved, That Mr. Samuel Smith and Mr. John Cotton Smith, be appointed a committee, on the part of this House, jointly, with such committee as may be appointed on the part of the Senate, to wait on the President of the United States and notify him of the proposed recess of Congress.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Cutts, from the Joint Committee for Enrolled Bills, reported that the committee did, this day, present to the President of the United States, for his approbation, two enrolled bills, to wit:

"An act more effectually to provide for the organization of the militia of the District of Columbia ;" and

"An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen ;' and for other purposes.'"

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker. The Senate have appointed a committee, on their part, jointly, with the committee appointed on the part of this House, to wait on the President of the United States, and notify him of the proposed recess of Congress. And then he withdrew.

A message was received from the President of the United States, by Mr. Lewis, his Secretary, notifying that the President did, on the second instant, approve and sign an act, which originated in this House, entitled "An act making appropriations for the support of Government, for the year one thousand eight hundred and three ;" also, that the President did, this day, approve and sign the following acts, which originated in this House, to wit :

"An act concerning the insurance of buildings, goods, and furniture, in the county of Alexandria, in the Territory of Columbia ;"

"An act for erecting a light-house at the entrance of Penobscot Bay, or any other place in its vicinity that may be deemed preferable by the Secretary of the Treasury ;"

"An act in addition to the act, entitled 'An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia ;'

"An act concerning the salt springs on the waters of the Wabash river ;"

"An act in addition to, and in modification of, the propositions contained in the act, entitled 'An act to enable the People of the Eastern division of the Territory Northwest of the river Ohio, to form a Constitution and State Government, and for the admission of such State into the Union, on an equal footing with the original States ; and for other purposes ;'

"An act for the relief of insolvent debtors within the District of Columbia ;"

"An act in addition to an act, entitled 'An act to amend the judicial system of the United States ;'

"An act more effectually to provide for the organization of the militia of the District of Columbia ;"

"An act making appropriations for the military establishment of the United States, in the year one thousand eight hundred and three ;"

"An act regulating the grants of land, and providing for the disposal of the lands of the United States South of the State of Tennessee ;"

"An act to make Beaufort and Passamaquoddy ports of entry and delivery ; to make Easton and Tiverton ports of delivery ; and to authorize the establishment of a new collection District on Lake Ontario ;"

"An act for the relief of Joshua Harvey, and others ;"

"An act to prolong the continuance of the Mint at Philadelphia ;"

"An act to make provision for persons that have been disabled by known wounds received in the service of the United States, during the Revolutionary war ;"

"An act to revive and continue in force an act in addition to an act, entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen ;' and for other purposes ;"

"An act authorizing the transfer of the duties of supervisor to any other office ;" and

"An act concerning the city of Washington."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Samuel Smith, from the committee appointed on the part of this House, jointly, with the committee appointed on the part of the Senate, to wait on the President of the United States, and notify him of the proposed recess of Congress, reported that the committee had, according to order, performed that service ; and that the President signified to them he had no farther communication to make during the present session.

On motion,

Resolved, That the Clerk of this House be authorized and directed to pay out of the moneys appropriated to defray the contingent expenses of the House, to the principal and engrossing clerks in the office of the Clerk of the House, respectively, two hundred dollars each, for their extra services during the present session.

On motion,

Resolved, That the Clerk of the House be authorized to pay to the Sergeant-at-Arms, the Doorkeeper and Assistant Doorkeeper, two hundred dollars each, in addition to their present allowance; and, also, fifty dollars to Alexander Claxton, out of the contingent fund of the House.

A message from the Senate, by Mr. Otis, their Secretary:

Mr. Speaker: I am directed to inform this House that the Senate, having completed the legislative business before them, are now ready to adjourn. And then he withdrew.

Whereupon,

Mr. Speaker adjourned the House, *sine die*.

A SUPPLEMENTAL JOURNAL

Of such proceedings as, during the time they were depending, were ordered to be kept secret, and respecting which the injunction of secrecy was afterwards taken off by order of the House.

FRIDAY, DECEMBER 31, 1802.

A message, in writing, as also a letter addressed to the Speaker, were received from the President of the United States, by Mr. Lewis, his Secretary, as follow:

Gentlemen of the House of Representatives:

In addition to the information accompanying my message of the twenty-second instant, I now transmit the copy of a letter on the same subject, recently received.

TH. JEFFERSON.

DECEMBER 30, 1802.

WASHINGTON, DECEMBER 30, 1802.

SIR: Although an informal communication to the public, of the substance of the enclosed letter, may be proper for quieting the public mind, yet I refer to the consideration of the House of Representatives, whether a publication of it, in form, might not give dissatisfaction to the writer, and tend to discourage the freedom and confidence of communications between the agents of the two Governments. Accept assurances of my high consideration and respect.

TH. JEFFERSON.

The Speaker of the House of Representatives.

The said message and letter, and the papers transmitted therewith, were read: Whereupon,

A motion was made and seconded that the same, together with the message of the President of the United States, of the twenty-second instant, relative to "a violation on the part of Spain, of the twenty-second article of the treaty of friendship, limits, and navigation, between the United States and the King of Spain," and the accompanying documents, be referred to a select committee, to consider and report thereon to the House:

And the question being taken thereupon,

It passed in the negative, { Yeas 40.
Nays 42.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Thomas Boude,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
Thomas T. Davis,
John Dennis,
William Dickson,
William Eustis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
John A. Hanna,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
William Hoge,

Samuel Hunt,
George Jackson,
Thomas Lowndes,
Ebenezer Mattoon,
Lewis R. Morris,
Thomas Morris,
Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
Josiah Smith,
John Stanley,
John Stratton,
Benjamin Tallmage
Samuel Tenney,
Samuel Thatcher,

Thomas Tillinghast,
Abram Trigg,
George B. Upham,

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,
Richard Cutts,
Lucas Elmendorf,
Ebenezer Elmer,
Edwin Gray,
Joseph Heister,
William Helms,
James Holland,
David Holmes,
Michael Leib,
David Meriwether,

Killian K. Van Rensselaer,
Lemuel Williams,
Henry Woods.

Samuel L. Mitchill,
Thomas Moore,
James Mott,
Anthony New,
Thomas Newton, jun.
John Randolph, jun.
John Smilie,
Israel Smith,
John Smith, of New York,
John Smith, of Virginia,
Henry Southard,
Richard Stanford,
Joseph Stanton,
John Stewart,
John Taliaferro, jun.
David Thomas,
John Trigg,
John P. Van Ness,
Joseph B. Varnum,
Isaac Van Horne,
Thomas Wynn.

Another motion was then made and seconded that the message and letter this day received from the President of the United States, with the papers accompanying the same, be printed for the use of the members,

And on the question thereupon,

It passed in the negative, 5 Yeas 33,
2 Nays 49.

The yeas and nays being demanded by one-fifth of the members present,
Those who voted in the affirmative, are,

Thomas Boude,
Manasseh Cutler,
Samuel W. Dana,
John Davenport,
John Dennis,
Abiel Foster,
Calvin Goddard,
Roger Griswold,
William Barry Grove,
Seth Hastings,
Joseph Hemphill,
Archibald Henderson,
Samuel Hunt,
Thomas Lowndes,
Ebenezer Mattoon,
Lewis R. Morris,
Thomas Morris,

Elias Perkins,
Thomas Plater,
Nathan Read,
John Rutledge,
John Cotton Smith,
John Stanley,
John Stratton,
Benjamin Tallmage,
Samuel Tenney,
Samuel Thatcher,
Thomas Tillinghast,
George B. Upham,
Killian K. Van Rensselaer,
Peleg Wadsworth,
Lemuel Williams,
Henry Woods.

Those who voted in the negative, are,

Willis Alston,
John Archer,
John Bacon,
Theodorus Bailey,
Richard Brent,
Robert Brown,
William Butler,
Thomas Claiborne,
Matthew Clay,
John Clopton,
John Condit,

Richard Cutts,
Thomas T. Davis,
William Dickson,
Lucas Elmendorf,
Ebenezer Elmer,
William Eustis,
Edwin Gray,
John A. Hanna,
Joseph Heister,
William Helms,
William Hoge,

James Holland,
 David Holmes,
 George Jackson,
 Michael Leib,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 James Mott,
 Anthony New,
 Thomas Newton, jun.
 John Randolph, Jun.
 John Smilie,
 Israel Smith,
 John Smith, *of New York*,

John Smith, *of Virginia*,
 Josiah Smith,
 Henry Southard,
 Richard Stanford,
 Joseph Stanton,
 John Stewart,
 David Thomas,
 Abram Trigg,
 John Trigg,
 John P. Van Ness,
 Joseph B. Varnum,
 Isaac Van Horne,
 Thomas Wynns.

Another motion was then made and seconded that the said message and letter from the President of the United States, this day received, and the papers referred to therein, together with the President's message of the twenty-second instant, relative to a violation, on the part of Spain, of the twenty-second article of the treaty of friendship, limits, and navigation, between the United States and the King of Spain," be committed to the Committee of the Whole House on the state of the Union :

And the question being taken thereupon,

It was resolved in the affirmative, { Yeas 65,
 { Nays 16.

The yeas and nays being demanded by one-fifth of the members present,
 Those who voted in the affirmative, are,

Willis Alston,
 John Archer,
 Theodorus Bailey,
 Thomas Boude,
 Robert Brown,
 William Butler,
 Thomas Claiborne,
 Matthew Clay,
 John Clopton,
 Manasseh Cutler,
 Richard Cutts,
 Samuel W. Dana,
 John Davenport,
 John Dennis,
 William Dickson,
 Lucas Elmendorf,
 Ebenezer Elmer,
 William Eustis,
 Abiel Foster,
 Calvin Goddard,
 Roger Griswold,
 William Barry Grove,
 John A. Hanna,
 Seth Hastings,
 Joseph Heister,
 Joseph Hemphill,
 Archibald Henderson,
 William Hoge,
 James Holland,
 David Holmes,
 Samuel Hunt,
 Michael Leib,
 Thomas Lowndes,

Ebenezer Mattoon,
 David Meriwether,
 Samuel L. Mitchill,
 Thomas Moore,
 Lewis R. Morris,
 Thomas Morris,
 Thomas Newton, jun.
 Elias Perkins,
 Thomas Plater,
 John Randolph, jun.
 Nathan Read,
 John Rutledge,
 John Cotton Smith,
 Josiah Smith,
 Henry Southard,
 Richard Stanford,
 John Stanley,
 John Stratton,
 John Taliaferro, jun.
 Benjamin Tallmidge,
 Samuel Tenney,
 Samuel Thatcher,
 David Thomas,
 Thomas Tillinghast,
 Abram Trigg,
 John Trigg,
 George B. Upham,
 Killian K. Van Rensselaer,
 Peleg Wadsworth,
 Lemuel Williams,
 Henry Woods.
 Thomas Wynns.

Those who voted in the negative, are,

John Bacon,
 Richard Brent,
 John Condit,

Thomas T. Davis,
 Edwin Gray,
 William Helms,

George Jackson,
James Mott,
Anthony New,
John Smilie,
John Smith, of New York,

John Smith, of Virginia,
Joseph Stanton,
John Stewart,
Joseph B. Varnum,
Isaac Van Horne.

WEDNESDAY, JANUARY 5, 1803.

On motion,

Ordered, That the Committee of the Whole House on the state of the Union, to whom were referred the messages from the President of the United States of the twenty-second and thirtieth ultimo, be discharged from the consideration thereof; and that the said messages, together with the documents transmitted therewith, be committed to a Committee of the Whole House to-morrow.

On a motion made and seconded that the House do come to the following resolution:

Resolved, That this House receive, with great sensibility, the information of a disposition in certain officers of the Spanish Government at New Orleans, to obstruct the navigation of the river Mississippi, as secured to the United States by the most solemn stipulations.

That, adhering to the humane and wise policy which ought ever to characterise a free People, and by which the United States have always professed to be governed, willing, at the same time, to ascribe this breach of compact to the unauthorized misconduct of certain individuals, rather than to a want of good faith on the part of his Catholic Majesty, and relying, with perfect confidence, on the vigilance and wisdom of the Executive, they will wait the issue of such measures as that department of the Government shall have pursued for asserting the rights and vindicating the injuries of the United States: holding it to be their duty, at the same time, to express their unalterable determination to maintain the boundaries, and the rights of navigation and commerce through the river Mississippi, as established by existing treaties.

Ordered, That the said motion be referred to the Committee of the Whole House last appointed.

THURSDAY, JANUARY 6, 1803.

The House, according to the order of the day, resolved itself into a Committee of the Whole House on the messages from the President of the United States, of the twenty-second and thirtieth ultimo, and the documents transmitted therewith; and, after some time spent therein, Mr. Speaker resumed the chair, and Mr. Varnum reported that the committee had, according to order, had the said messages and documents under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a Committee of the Whole House on the said messages and documents.

JOURNAL

OF THE

House of Representatives

OF

THE UNITED STATES,

BEING THE FIRST SESSION OF THE EIGHTH CONGRESS,

BEGUN AND HELD

AT THE CITY OF WASHINGTON,

OCTOBER 17, 1803,

AND IN THE TWENTY-EIGHTH YEAR OF THE INDEPENDENCE OF THE SAID STATES.

Re-printed by order of the House of Representatives.

WASHINGTON:

PRINTED BY GALES & SEATON.

1826.

JOURNAL
OF
The House of Representatives
OF THE
UNITED STATES.

CONGRESS OF THE UNITED STATES :

BEGUN and held at the City of Washington, in the Territory of Columbia, on Monday the seventeenth of October, one thousand eight hundred and three, being the First Session of the Eighth Congress, held under the Constitution of Government of the United States :

On which day, being the day appointed by a Proclamation of the President of the United States, of the sixteenth of July last, for the meeting of Congress, the following Members of the House of Representatives appeared, produced their credentials, and took their seats, to wit :

From New Hampshire,

{ Silas Betton,
Clifton Claggett,
David Hough,
Samuel Hunt, and
Samuel Tenney.

From Massachusetts,

{ Phaneul Bishop,
Jacob Crowningshield,
Manasseh Cutler,
Richard Cutts,
Thomas Dwight,
William Eustis,
Seth Hastings,
Nahum Mitchell,
Ebenezer Seaver,
William Stedman,
Samuel Taggart,
Joseph B. Varnum,
Peleg Wadsworth, and
Lemuel Williams.

From Rhode Island,

{ Nehemiah Knight, and
Joseph Stanton.

From Connecticut,

{ Samuel W. Dana,
John Davenport,
Calvin Goddard,
Roger Griswold, and
John Cotton Smith.